URBAN\MUNICIPAL
CA4 ON HBL A08
B91
1997

BY-LAWS OF THE CITY OF HAMILTON

97-183 ...

CA4 ON HBL A08
B91

Bill No. A-63

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97- *183*

BEING A BY-LAW TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Gladstone	East	Delaware to Main	2 hr	8 am - 8 am (24 hrs)	Mon - Fri
Ravenscliffe	West	from 122 feet south of Aberdeen to 429 feet southerly	3 hr	8 am - 8 am (24 hrs)	Mon - Sun
Ravenscliffe	East	from 122 feet south of Aberdeen to 330 feet southerly	3 hr	8 am - 8 am (24 hrs)	Mon - Sun
Weir	West	Barton to 113 feet northerly	3 hr	8 am - 8 am (24 hrs)	Mon - Fri
Colbourne	South	Park to 130 feet east of Bay	1 hr	8 am - 6 pm	Mon - Fri
Brantdale	North	West 2nd to Upper James	1 hr	8 am - 5 pm	Mon - Fri
Emerson	West	from 63 feet south of Royal to 49 feet southerly	2 hr	8 am - 6 pm	Mon - Fri."

and by deleting the following item, namely:-

"Colbourne	South	Bay to Park	1 hr	8 am - 6 pm	Mon - Fri."

2. That **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Gledhill	North and East	commencing 53 feet east of the east curb line of Gledhill and extending to 53 feet north of the north curb line of Gledhill	Anytime
Gladstone	West	Cumberland to Main	Anytime
Ravenscliffe	Both	Aberdeen to 122 feet southerly	Anytime
Ivon	East	Roxborough to 40 feet northerly	Anytime
Myrtle	East	Rutherford to Delaware	Anytime
Limeridge	Both	Bonaventure to Hawkridge	Anytime
Limeridge	Both	Upper James to Kingfisher	Anytime."

and by deleting therefrom the following items, namely:-

"Gladstone	West	Cumberland to Delaware	Anytime
Limeridge	South	West 5th to 352 ft. west	Anytime
Limeridge	Both	Bonaventure to Kingfisher	Anytime
Avondale	East	Barton to Mons	Anytime."

3. That **Schedule 27 (Alternate Side Parking)** of said By-law is hereby amended by deleting therefrom the following items, namely:-

"Gladstone Avenue Main Street to Delaware Avenue	West	East
Myrtle Avenue Rutherford Avenue to Delaware Avenue	East	West."

4. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Primrose	North	commencing 124 feet east of Avondale and extending 15 feet easterly therefrom	Anytime
Tom	North	commencing 129 feet west of Dundurn and extending 20 feet westerly therefrom	Anytime
Tom	North	commencing 176 feet west of Dundurn and extending 18 feet westerly therefrom	Anytime
Grosvenor	East	commencing 294 feet south of Barton and extending 30 feet southerly therefrom	Anytime
Francis	South	commencing 106 feet west of Douglas and extending 20 feet westerly therefrom	Anytime

Digitized by the Internet Archive
in 2025 with funding from
Hamilton Public Library

https://archive.org/details/32022213348994

Douglas	West	Burton to the TH&B Railway tracks	Anytime
Ontario	West	commencing 150 feet south of Stinson and extending 24 feet southerly therefrom	Anytime
Colbourne	South	commencing 47 feet east of Bay and extending 83 feet easterly therefrom	Anytime
John	West	commencing 81 feet north of Burlington and extending 17 feet northerly therefrom	Anytime
Simcoe	South	commencing 181 feet west of Ferguson and extending 24 feet westerly therefrom	Anytime
Simcoe	North	commencing 114 feet west of Ferguson and extending 16 feet westerly therefrom	Anytime."

and by deleting therefrom the following items, namely:-

"Lyndhurst	West	commencing at a point 51 feet north of the sidewalk and extending to a point 23 feet northerly therefrom	Anytime
Brant	South	commencing 53 feet west of Niagara and extending 16 feet westerly therefrom	Anytime
Macauley	South	commencing at a point 269 feet west of MacNab and extending to a point 16 feet westerly therefrom	Anytime
Francis	South	commencing 106 feet west of Douglas and extending 17 feet westerly therefrom	Anytime
Burton	South	Cheever to Douglas	Anytime."

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this *30th* day of *September* 1997.

CITY CLERK

MAYOR

Bill No. A- 64

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97- *184*

TO REPEAL CITY BY-LAW 97-166
REFERRED TO AS APPLEBLOSSOM DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton enacted on 1997 August 26 By-Law 97-166 to incorporate the land described therein into the highway known as Appleblossom Drive;

AND WHEREAS the said By-Law 97-166 has not been registered, and includes inaccurate reference to the subject lands;

NOW THEREFORE,

1. By-Law 97-166 is hereby repealed.

PASSED this *30th* day of *September* A.D. 1997

City Clerk

Mayor

Bill No. A- 65

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97- 185

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 39, 62M-778
INTO PIANO DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Piano Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Piano Drive.

   All of Block 39 on Plan 62M-778.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 30th day of September A.D. 1997

City Clerk

Mayor

Bill No. A-66

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97- *186*

TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 1 & 2 ON PLAN 62R-14233
INTO CENTENNIAL PARKWAY NORTH

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Centennial Parkway North within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Centennial Parkway North.

   Part of Lot 26, Concession 1 in the geographic township of Saltfleet designated as Parts 1 & 2 on Plan 62R-14233.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this *30th* day of *September* A.D. 1997

City Clerk

Mayor

Bill No. A- 67

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97-187

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 27, 62M-733
INTO CADHAM BOULEVARD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Cadham Boulevard within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Cadham Boulevard.

   All of Block 27 on Plan 62M-733.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 30th day of September A.D. 1997

City Clerk

Mayor

Bill No. A- 68

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97-188

TO INCORPORATE CITY LAND
DESIGNATED AS PART 4, PLAN 62R-9675
INTO BRIGADE DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Brigade Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Brigade Drive.

   Part of Lot 12, Concession 8 in the geographic township of Barton designated as Part 4 on Plan 62R-9675.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said land as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this 30th day of September A.D. 1997

City Clerk

Mayor

Bill No. A- 69

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97- *189*

TO INCORPORATE CITY LAND
DESIGNATED AS BLOCK 150, PLAN 62M-639 AND PART 5, 62R-14187
INTO BEAVERBROOK AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Beaverbrook Avenue within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway, to form part of Beaverbrook Avenue.

   All of Block 150, on Plan 62M-639.
   Part of Lot 11, Concession 1 in the geographic Township of Glanford designated as Part 5 on Plan 62R-14187.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this *30th* day of *September* A.D. 1997

City Clerk

Mayor

Bill No. A-70

The Corporation of the City of Hamilton

BY-LAW NO. 97- 190

To Authorize

THE GRAFFITI BY-LAW

WHEREAS Section 31 of the Planning Act, R.S.O. 1990, Chapter P.13 authorizes a municipality to prescribe standards for the maintenance and occupation of property;

AND WHEREAS Section 210, paragraph (145), of the Municipal Act, R.S.O. 1990, Chapter M.45 authorizes the municipality to enact by-laws to prohibit indecent placards, writings or the writing of words or the making of pictures or drawings that are indecent or may tend to corrupt or demoralize, on any wall, fence or in a public place;

AND WHEREAS Section 210, paragraph (140), of the Municipal Act authorizes a municipality to pass by-laws to prohibit and abate nuisances;

AND WHEREAS Section 102 of the Municipal Act authorizes a municipality to enact by-laws and regulations for the health, safety, morality and welfare of the inhabitants of the municipality in matters not specifically provided for by the Municipal Act;

AND WHEREAS graffiti, being scribblings or drawings, often indecent, on a wall or other public surface, can create a visual and aesthetic blight within the municipality and may create a safety hazard;

AND WHEREAS The regional Municipality of Hamilton-Wentworth Police Services presented a report to the Transport and Environment Committee on the effects of graffiti;

AND WHEREAS City Council, on (specify), 1997, in adopting Section (specify) of the (specify) Report of the Transport and Environment Committee authorized this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. In this By-law, "Graffiti" shall mean any drawings, scribblings or mottos drawn on a wall or an exposed surface, but does not include marks made accidentally or any of the following:

   (a) a sign, public notice or traffic control mark authorized by the City Engineer;

   (b) a sign authorized pursuant to the Sign By-law;

   (c) a public notice authorized by a City by-law or by Provincial or Federal legislation;

   (d) in the case of private property, a letter, symbol or mark authorized by the owner or tenant of the property on which the letter, symbol or mark appears.

2. Every owner or occupant of any building or structure shall maintain all exterior walls of the building or structure, and any wall or fence, free of painted slogans, drawings, scribblings or any other defacing of the wall or fence.

3. No owner or occupant of any building or structure shall permit graffiti to be placed on any wall, fence, building or structure located on property that is visible to the public.

4. No person shall place graffiti or cause graffiti to be placed on any wall, fence, building, structure, or surface located on real property which is visible to the public.

5. Any person who contravenes this By-law is guilty of an offence and, upon conviction, is liable to the penalties specified by Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.

PASSED this 30th day of September , 1997.

CITY CLERK

MAYOR

Bill No. A-71

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97- 191

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 24 (Parking Meter Locations)** of said By-law is hereby amended by adding to **Part 2(A)** thereof the following item, namely:-

   "Catharine West Main to King William."

   and by adding to **Part 3(A)** thereof the following items, namely:-

   "Catharine West Jackson to Main

   Catharine West King William to Rebecca."

   and by deleting from **Part 3(A)** thereof the following item, namely:-

   "Catharine West Jackson to Rebecca."

2. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 30th day of September 1997.

CITY CLERK

MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 97 - *192*

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 120 FERRIE STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-2 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from **"D"** (Urban Protected Residential - One and Two Family Dwellings, etc.) District to **"D-'H'** (Urban Protected Residential - One and Two Family Dwellings, etc. - Holding) District,

the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbol applicable to the lands referred to in section 1 shall be removed conditional upon the owner demonstrating that the site is not contaminated and that remediation/clean-up has occurred or may be required in accordance with the "Guidelines for Use at Contaminated Sites in Ontario - June 1996", (as amended from time to time), to the satisfaction of the Regional Environment Department.

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "D" District provisions.

3. The "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District provisions, as contained in Section 10 of Zoning By-law No. 6593, applicable to the lands referred to in section 1, are amended to the extent only of the special requirements that,

(a) notwithstanding Subsection 10.(3)(ii) of Zoning By-law No. 6593, a side yard of at least 1.0 m shall be permitted;

(b) notwithstanding Subsection 10.(4)(i) of Zoning By-law No. 6593, a lot width of a least 8.8 m and a lot area of at least 271.6 m^2 shall be permitted; and,

(c) a visual barrier of not less than 1.2 m in height and not more than 2.0 m in height be provided and maintained along the easterly lot line.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any lands be used, except in accordance with the "D" District provisions, subject to the special requirements referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1385.

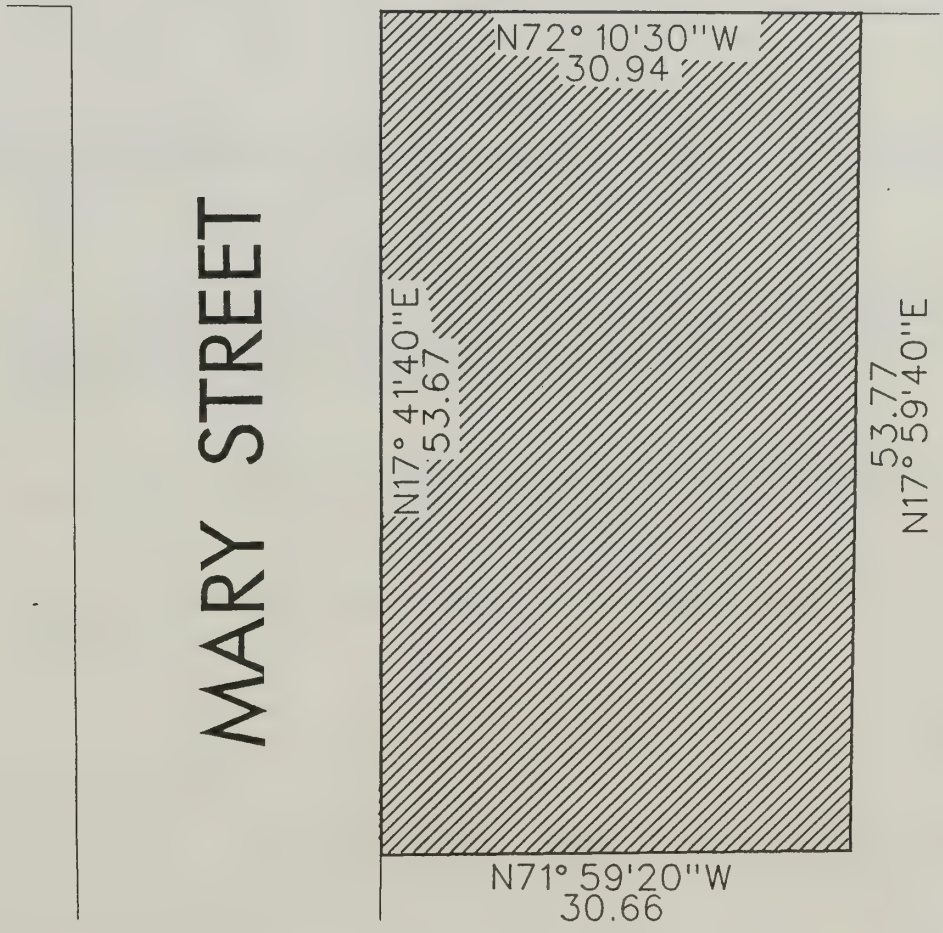
6. Sheet No. E-2 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1385.

7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this *30th* day of *September* A.D. 1997

CITY CLERK MAYOR

(1997) 13 R.P.D.C. 1, August 26
Norris Transport, Owners
ZAC-97-19



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 97-..192.
Passed the ....30th day of ....September, 1997.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 97-..192.

Planning and Development Department

Legend

Modification to the "D"-'H', (Urban Protected Residential - One and Two Family Dwellings, etc. -Holding) District Regulations

North	Scale	Reference File No.
	Not to Scale	ZAC-97-19
	Date	Drawn By
	August 1997	D.L.

The Corporation of the City of Hamilton

BY-LAW NO. 97- *193*

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED BETWEEN MUNICIPAL NOS. 14 and 24 EAST 35TH STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-35 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "E" (Multiple Dwellings, Lodges Clubs, etc.) District to "RT-30" (Street-Townhouse) District modified,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "RT-30" (Street-Townhouse) District provisions, as contained in Section 10F. of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10F. (4) of Zoning By-law No. 6593, the following yards shall be provided and maintained:

(i) a front yard depth of not less than 1.3 m and a 2.3 m depth to the garage;

(ii) a rear yard depth of not less than 4.7 m; and,

(iii) a side yard depth of not less than 2.0 m;

(b) notwithstanding Section 10F. (6) of Zoning By-law No. 6593, each dwelling unit shall have a minimum lot area of 96.6 m^2 and a minimum lot width of 5.93 m;

(c) notwithstanding Section 18A. (9) of Zoning By-law No. 6593, the manoeuvring spaces for the required parking may be provided off-site.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-30" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1386.

5. Sheet No. E-35 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1386.

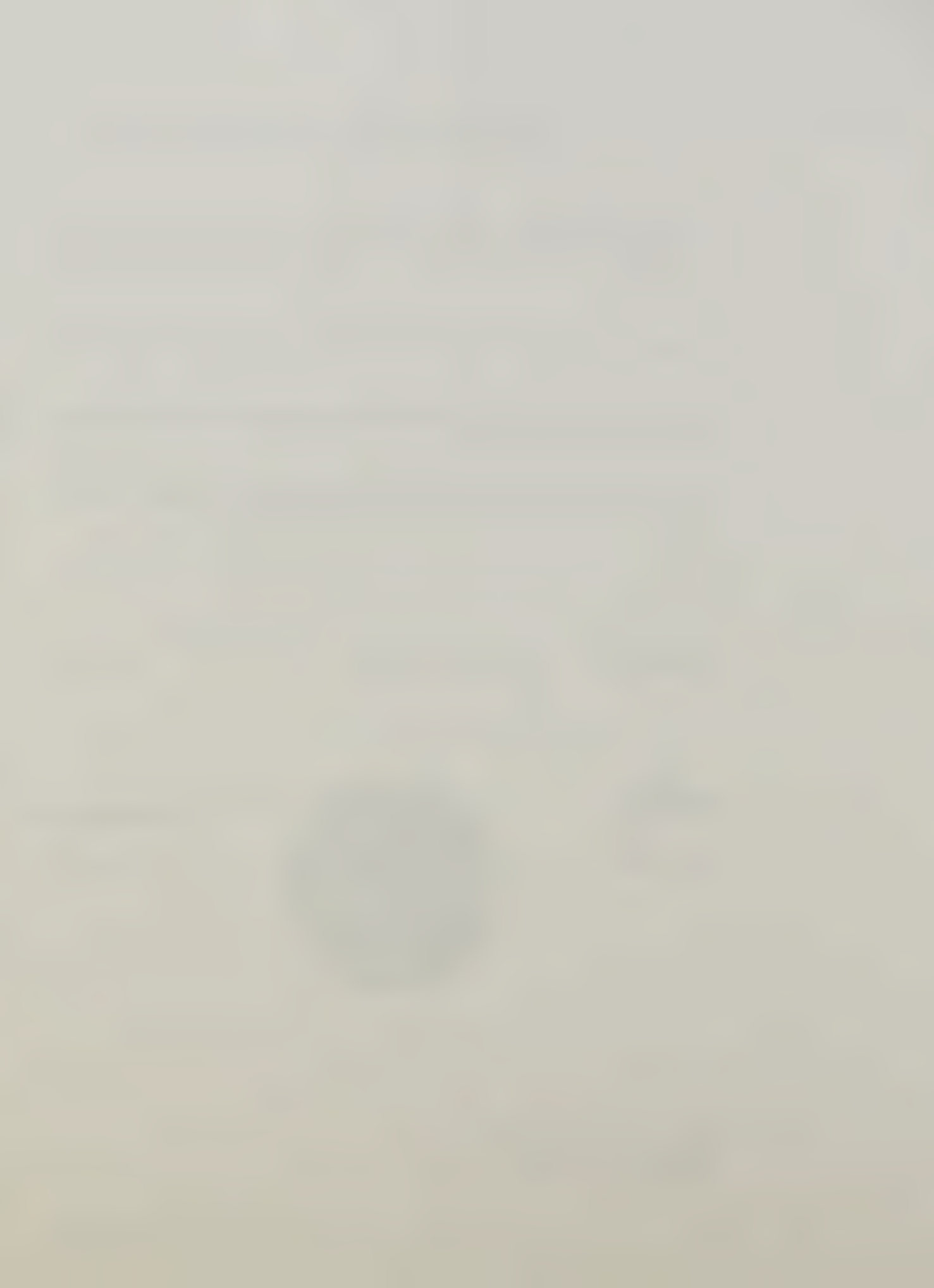
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

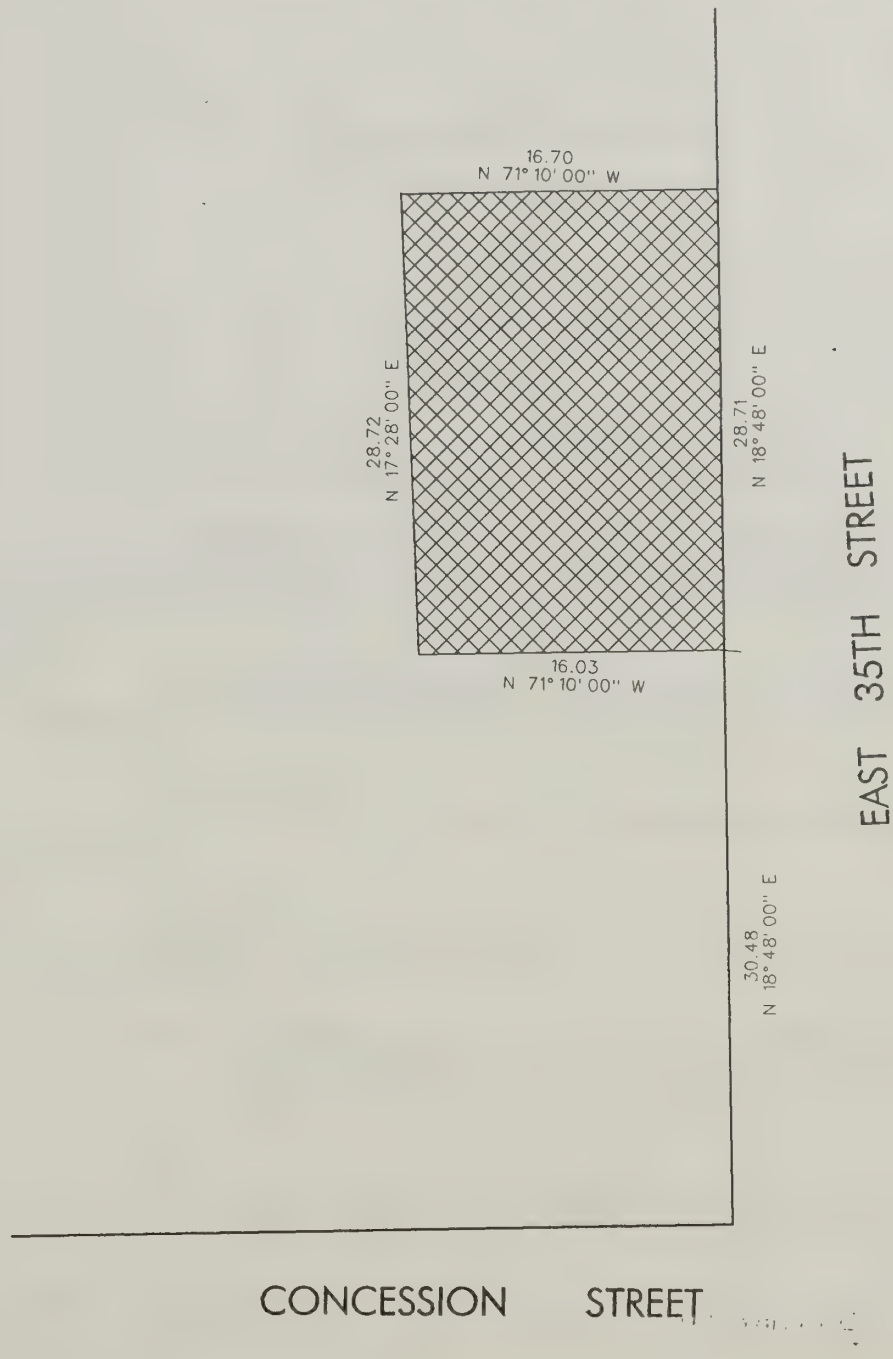
PASSED this *30th* day of *September* A.D. 1997

CITY CLERK

MAYOR

(1997) 13 R.P.D.C. 3, August 26
Home by Oakbrook (Nick Uhac), Owner
ZAC-97-13





NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 97-...193
Passed the ....30th day of ..September, 1997.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 97-...193...
to Amend By-Law No.6593

Planning and Development Department

Legend

Proposed Change in Zoning from:

"E" (Multiple Dwellings, Lodges Clubs, etc) District, to "RT-30" (Street Townhouse) District, Modified.

North	Scale	Reference File No.
	Not to Scale	ZAC-97-13
	Date	Drawn By
	August 1997	R.L.

Bill No. C- 59

The Corporation of the City of Hamilton

BY-LAW NO. 97- 194

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED EAST OF OMNI BOULEVARD AND NORTH OF STONE CHURCH ROAD WEST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-37C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, modified, to "C" (Urban Protected Residential, etc.) District those lands comprised in Blocks "1" and "2"; and

(b) by changing from "AA" (Agricultural) District, to "C" (Urban Protected Residential, etc.) District those lands comprised in Block "3",

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

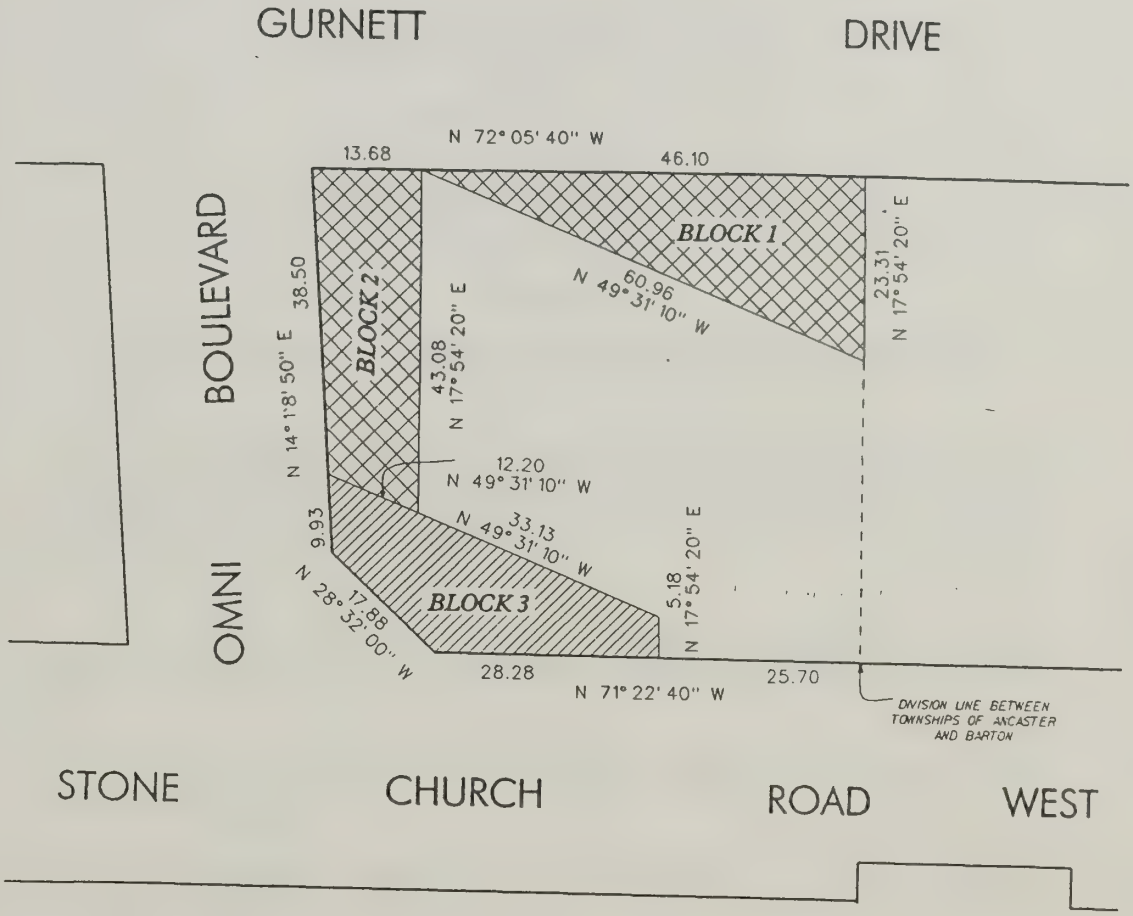
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 30th day of September A.D. 1997.

CITY CLERK

MAYOR

(1997) 13 R.P.D.C. 5(b), August 26
Sunshine Construction Inc. and DiCenzo Construction, Owners
ZAC-97-21



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 97-..194
Passed the ....30th day of ..September, 1997.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 97-...194
to Amend By-Law No.6593

Planning and Development Department

Legend

Proposed Change in Zoning from:

BLK 1 & 2 — "D" (Urban Protected Residential – One and Two Family Dwellings, etc.) District, modified to "C" (Urban Protected Residential, etc) District.

BLK 3 — "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

North	Scale	Reference File No.
	Not to Scale	ZAC-97-21
	Date	Drawn By
	August 1997	R.L.

The Corporation of the City of Hamilton

BY-LAW NO. 97 - 195

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 100 LOCKE STREET SOUTH

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-13 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "**H**" (Community Shopping and Commercial, etc.) District to "**DE-3**"-'**H**' (Multiple Dwellings - Holding) District,

the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbol applicable to the lands referred to in section 1 shall be removed conditional upon the Regional Environment Department being advised in writing that the applicant has completed "Step 3 - Remedial Work Plan" and "Step 4 - Record of Site Conditions" of the Environmental Assessment and any required works, to the satisfaction of the Regional Environment Department and the Ministry of Environment and Energy;

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "DE-3" District provisions.

3. The "DE-3" (Multiple Dwellings) District provisions, as contained in Section 10C of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10C.(3) of Zoning By-law No. 6593, a front yard of a depth of not less than 2.0 m shall be provided and maintained along the entire southerly boundary of the subject lands;

(b) notwithstanding Section 10C.(3) of Zoning By-law No. 6593, a side yard of a depth not less than 2.0 m shall be provided along the entire easterly boundary of the subject lands;

(c) notwithstanding Section 10C.(3) of Zoning By-law No. 6593, a side yard of a depth not less than 4.0 m shall be provided along the entire westerly boundary of the subject lands;

(d) notwithstanding Section 18A.(1) of Zoning By-law No. 6593, not less than 13 parking spaces shall be provided and maintained on the subject lands; and,

(e) notwithstanding Section 18A.(1) of Zoning By-law No. 6593, no loading space shall be required on the subject lands.

4. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any lands be used, except in accordance with the "DE-3" District provisions, subject to the special requirements referred to in section 3.

5. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1387.

6. Sheet No. W-13 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1387.

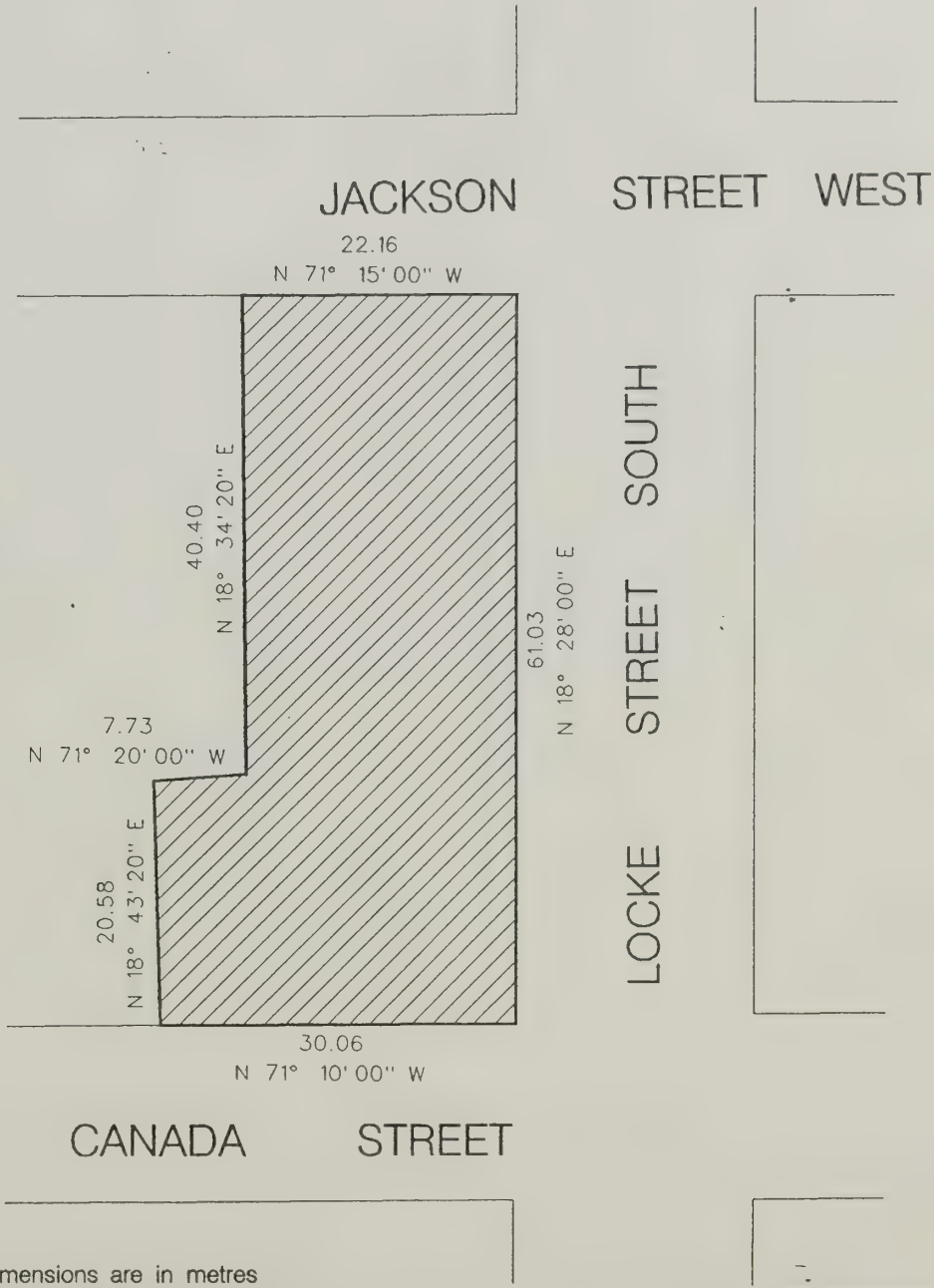
7. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this *30th* day of *September* A.D. 1997

CITY CLERK

MAYOR

(1997) 13 R.P.D.C. 4, August 26
Good Shepherd Non-Profit Housing Corporation,
Prospective Owner
ZAC-97-04



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 97-195
Passed the 30th day of September, 1997.

Clerk

Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 97- 195

to Amend By-Law No. 6593

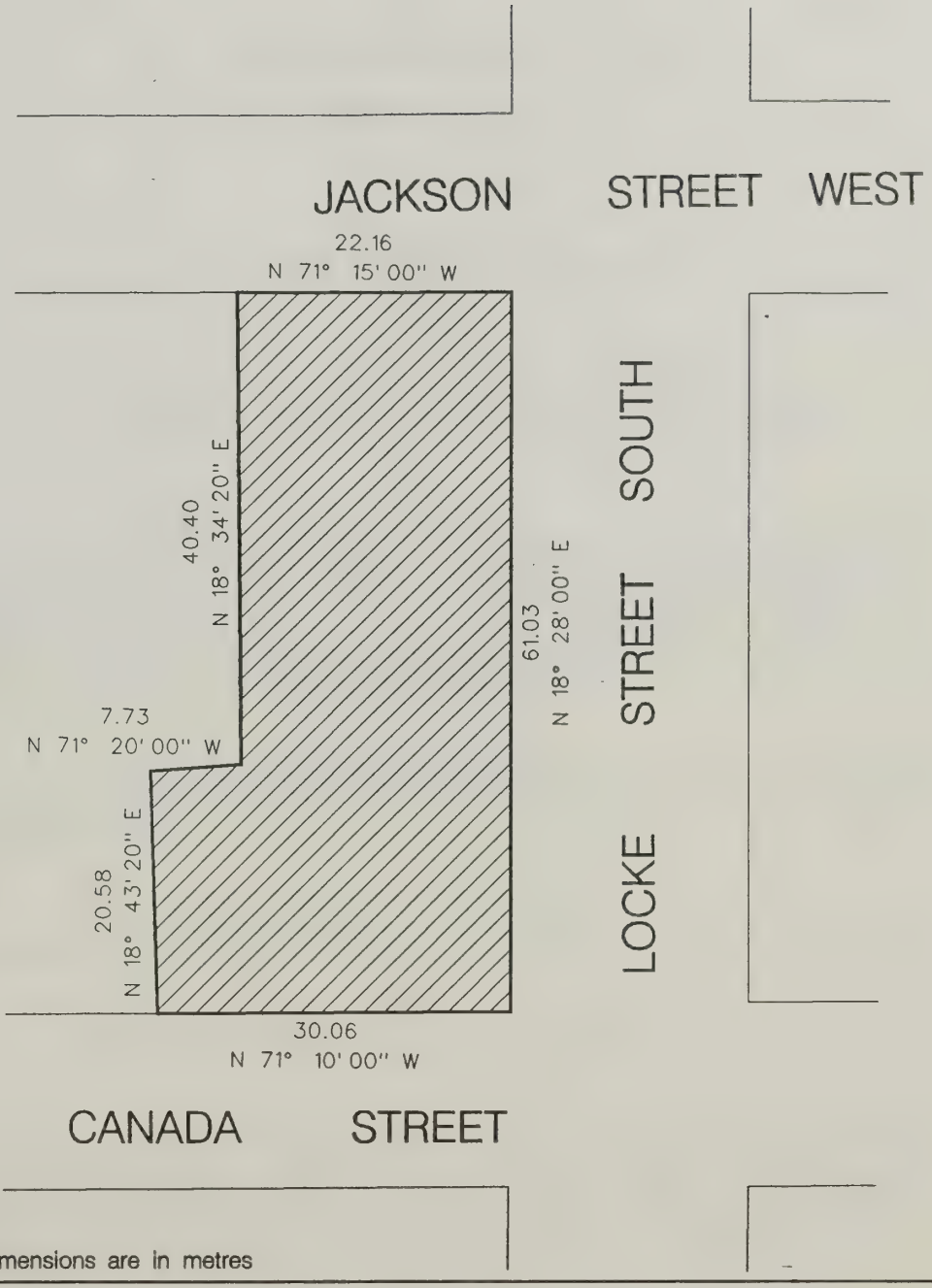
Planning and Development Department

Legend

Change in Zoning from:

"H" (Community Shopping and Commercial, etc.) to "DE-3"-'H' (Multiple Dwellings – Holding) District, modified

North	Scale	Reference File No.
	NOT TO SCALE	ZAC-97-04
	Date	Drawn By
	September 1997	W. B.



NOTE: All dimensions are in metres

This is Schedule "A" to By–Law No. 97–...195.....
Passed the .....30th. day of ..September, 1997.

Clerk

Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By–Law No. 97– 195

to Amend By–Law No. 6593

Planning and Development Department

Legend

Change in Zoning from:

"H" (Community Shopping and Commercial, etc.) to"DE–3" (Multiple Dwellings) District, modified

North	Scale	Reference File No.
	NOT TO SCALE	ZAC–97–04
	Date	Drawn By
	September 1997	W. B.

The Corporation of the City of Hamilton

BY-LAW NO. 97- 196

To Amend:

By-law No. 87-308
As Amended by By-laws No. 92-079 and 97-54

Respecting:

MEMBERS OF THE BOARD OF MANAGEMENT OF THE BARTON VILLAGE BUSINESS IMPROVEMENT AREA

WHEREAS By-law No. 87-308, passed on the 10th day of November 1987, provided for a Board of Management of the Improvement Area designated by By-law No. 87-178, passed on the 23rd day of June 1987, known as the "Barton General Business Improvement Area", (now known as the "Barton Village Business Improvement Area"), more particularly described in By-law No. 87-178, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 92-079, passed on the 20th day of March 1992 varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 87-308;

AND WHEREAS By-law No. 97-54, passed on the 8th day of April 1997, varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 97-54;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 11 of the 13th Report of the Planning and Development Committee on the 26th day of August 1997, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" referred to in clause 2(b) of By-law No. 87-308, as amended, is repealed and the following substituted therefor:

K. Cody	Codys Home Decor Inc.
M. Tollis	The Riviera Banquet Centre
J. Hilger	Ways to Wisdom
K. Jokic	Bank of Montreal
D. Tranor	Dell Pharmacy
N. LaSala	Nick's Auto Service
J. Howard	Econ-o-wash Laundry

2. By-law No. 97-54 is hereby repealed in its entirety.

3. In all other respects, By-law No. 87-308, as amended, is hereby confirmed, unchanged.

PASSED this 30th day of September A.D. 1997

CITY CLERK

MAYOR

(1997) 13 R.P.D.C. 11, August 26

The Corporation of the City of Hamilton

BY-LAW NO. 97-197

To Amend:

By-law No. 92-078
As Amended by By-law No. 97-014

Respecting:

MEMBERS OF THE BOARD OF MANAGEMENT OF THE MAIN STREET WEST ESPLANADE BUSINESS IMPROVEMENT AREA

WHEREAS By-law No. 92-078, passed on the 10th day of March 1992, provided for a Board of Management of the Improvement Area designated by By-law No. 90-197, passed on the 26th day of June 1990, known as the "Main West Esplanade Business Improvement Area", more particularly described in By-law No. 90-197, as amended by By-law No. 96-168, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 97-014, passed on the 28th day of January 1997 varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 97-014;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 12 of the 13th Report of the Planning and Development Committee on the 26th day of August 1997, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2(a) of By-law No. 92-078 is repealed and the following substituted therefor:

Alderman M. Kiss
Alderman M. Caplan

2. Schedule "B" referred to in clause 2(b) of By-law No. 92-078 is repealed and the following substituted therefor:

K. Mullholland	Taco Bell
I. Kobylanski	Izzy's Restaurants
M. Farrugia	Calla Decor and Design
J. Castellano	Castellano Real Estate
J. Morrison	Royal Bank
M. Barnard	Barnard & Speziale Design Associates Inc.
B. Hughes	Tim Hortons
M. Gunn	Mor Car Wash

3. By-law No. 97-014 is hereby repealed in its entirety.

4. In all other respects, By-law No. 92-078 is hereby confirmed, unchanged.

PASSED this 30th day of September A.D. 1997

CITY CLERK

MAYOR

(1997) 13 R.P.D.C. 12, August 26

Bill No. C- 63

The Corporation of the City of Hamilton

BY-LAW NO. 97- 198

To Designate:

LAND LOCATED AT MUNICIPAL NO. 100 WEST FIFTH STREET

As Property of:

HISTORIC AND ARCHITECTURAL VALUE AND INTEREST

WHEREAS the Council of The Corporation of the City of Hamilton did give notice of its intention to designate the property mentioned in section 1 of this by-law in accordance with subsection 29(3) of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18;

AND WHEREAS no notice of objection was served on the City Clerk as required by subsection 29(5) of the said Act;

AND WHEREAS it is desired to designate the property mentioned in section 1 of this by-law in accordance with clause 29(6)(a) of the said Act.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The property located at Municipal No. 100 West Fifth Street and more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby designated as property of historic and architectural value and interest.

2. The City Solicitor is hereby authorized and directed to cause a copy of this by-law, together with reasons for the designation set out in Schedule "B" hereto annexed and forming part of this by-law, to be registered against the property affected in the proper registry office.

3. The City Clerk is hereby authorized and directed,

   (i) to cause a copy of this by-law, together with reasons for the designation, to be served on the owner and The Ontario Heritage Foundation by personal service or by registered mail;

   (ii) to publish a notice of this by-law once in a newspaper having general circulation in the Municipality of the City of Hamilton.

PASSED this 30th day of September A.D. 1997

CITY CLERK

MAYOR

(1997) 11 R.P.D.C. 22, July 8

Schedule "A"

To

By-law No. 97- *198*

CENTURY MANOR
(originally East House)

Hamilton Psychiatric Hospital
100 West 5th Street, Hamilton, Ontario

Part Lots 16 and 17, Concession 4, Barton,

as in BR1365, BR1366, BR1372,

except AB325261, AB229587, AB153795,

VM198913 and HA180460;

Part road allowance between Lots 16 and 17,

Concession 4, Barton, as closed by By-law AB304000;

Subject to AB361551 Hamilton,

City of Hamilton,

Regional Municipality of Hamilton-Wentworth,

being all of P.I.N. 17075-0087 (LT).

SCHEDULE "B"

To

By-law No. 97- *198*

REASONS FOR DESIGNATION

CENTURY MANOR
(originally East House)

Hamilton Psychiatric Hospital
100 West 5th Street, Hamilton, Ontario

Context

The large High Victorian building, located on the grounds of the Hamilton Psychiatric Hospital and now known as Century Manor, was erected in 1884 as the second major building built for the Hamilton Asylum for the Insane, a rapidly expanding complex of provincially-owned buildings devoted to the care and treatment of the mentally ill.

Century Manor is the focal point of a cluster of auxiliary buildings situated on the western half of the hospital property, where the main complex of asylum buildings was located until the early 20th century. Of the 19th century buildings located on the present hospital grounds, Century Manor is by far the largest and architecturally most distinguished (vacant since 1995).

History

Officially opened in March 1876 for the treatment of individuals suffering from mental illness, the Hamilton Asylum for the Insane was the sixth "insane asylum" in Ontario, following those opened in Toronto (1841), Kingston (1850), Amherstburg (1859), Orillia (1861), and London (1870). The emergence of these institutions reflected the 19th century trend for government to provide special care facilities for the mentally ill. Typically, the Hamilton asylum was planned and developed as a largely self-sufficient community. Much of the labour for maintaining the grounds, growing and harvesting crops, and new construction was provided by the patients.

By 1878, further expansion was based on the "cottage system", whereby patients were housed in separate smaller buildings providing a more home-like atmosphere. The first so-called "cottage", East House (since renamed Century Manor), was designed to house 60 patients; the second and much larger Orchard House (built 1887, since demolished) could hold up to 300.

The function of East House evolved to meet the hospital's changing needs. Initially intended for the reception and treatment of acute cases of mental illness, the building was subsequently adapted for the care and safekeeping of "criminally insane" patients, a use which it served until 1921. From that time on, East House/ Century Manor accommodated regular patients and/or various treatment facilities, including the Mental Health Clinic (1929-1960), a therapeutic centre for adolescents (1968-74), a Forensic Unit (1972-78), and most recently, a day program for chronic psychiatric patients (1981-95).

Architecture

Century Manor is a rare surviving example of a special-purpose building designed to house mentally ill patients, originally referred to as a "cottage". Its design was based on the Kirkbride Linear Plan, the 19th century American prototype for new purpose-built asylum facilities, which was adopted as the standard for Ontario asylums. Century Manor is the only surviving building of its kind in Hamilton and one of few still standing in the province.

Century Manor also ranks among the finest High Victorian institutional buildings remaining in Hamilton. This large, imposing brick building, with a symmetrical facade, comprises four visually distinct yet stylistically unified components: a three-storey square centre block with flanking two-storey wings and a rear kitchen wing added in 1895. The elaborate centre block features a low-pitched hip roof with a pedimented gable over the projecting frontispiece, eaves embellished with modillions and paired brackets (terminating the corner piers), and paired windows above the entrance with round or segmental arches and prominent keystones. Punctuating the long facade of each wing is an octagonal bay with single eave brackets marking the four corners; the end of each wing is terminated by a square gabled bay echoing the design of the frontispiece. The architectural detailing of the centre block and wings is very similar, with sills and string courses made of stone and contrasting yellow brick used to accentuate the segmentally-arched window lintels, corner piers and quoins (lintels now painted white). The existing raised portico, though not original, still enhances the front entrance, with its coupled wood columns rising from cut stone plinths. The once impressive doorway with ornate glazed double doors, narrow sidelights and transom light has been replaced.

Designated Features

Important to the preservation of Century Manor are the original features of all four facades, including the window openings, sills and lintels; the decorative brickwork; the stone sills and string courses; the brick chimneys; the decorative wood eave brackets and modillions; and the entrance portico. Excluded on the front facade is the existing central doorway and two fire exit doorways in the gabled bays terminating each wing.

Bill No. C- 64

The Corporation of the City of Hamilton

BY-LAW NO. 97- 199

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1468 AND 1478 UPPER JAMES STREET

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "**AA**" (Agricultural) District provisions, as contained in Section 7A of Zoning By-law No. 6593, and the "**C**" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the subject lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are modified in accordance with Section 39 of the Planning Act, R.S.O. 1990, Chapter P.13, to permit the temporary use of lands for a garden centre/nursery and related uses until February 28, 1999, subject to the special requirements that,

(a) notwithstanding Sections 4.(3)(a), 7A.(1) and 9.(1) of Zoning By-law No. 6593, a garden centre and associated parking and an ancillary single family dwelling shall be permitted; and,

(b) notwithstanding Section 7A.(1) and 9.(1) of Zoning By-law No. 6593, a business identification sign shall be permitted in accordance with the requirements of Section 13.(1)(xv) of Zoning By-law No. 6593, and a ground sign shall be permitted in accordance with the requirements of paragraph two of Section 14A.(3)(a) of Zoning By-law No. 6593; and,

(c) notwithstanding the provisions of Section 9.(3)(ii) of Zoning By-law No. 6593, a southerly side yard of 0.0 m is permitted for the ancillary single family dwelling; and,

(d) notwithstanding the provisions of Section 18A.(14a) of Zoning By-law No. 6593, parking may be provided in the required front yard and not less than 40% of the gross area of the front yard shall be used for landscaped area; and,

(e) notwithstanding the provisions of Section 18A.(26) of Zoning By-law No. 6593, the access driveway may be 0.0 m from the southerly lot line of Block B; and,

(f) a landscape strip having a minimum width of 1.5 m shall be provided and maintained along the northerly boundary of Blocks A and B; and,

(g) a minium 6.0 m wide landscape strip shall be provided and maintained along the westerly boundary of Block A; and,

(h) a fence not less than 1.2 m and not more than 2.0 m in height shall be provided and maintained along the westerly and northerly boundary of Block A; and,

(i) Section 18A.(30) of Zoning By-law No. 6593 shall not apply.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "AA" District and "C" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1291.

4. Sheet No. W-9D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1291.

5. This temporary use by-law shall terminate on February 28, 1999.

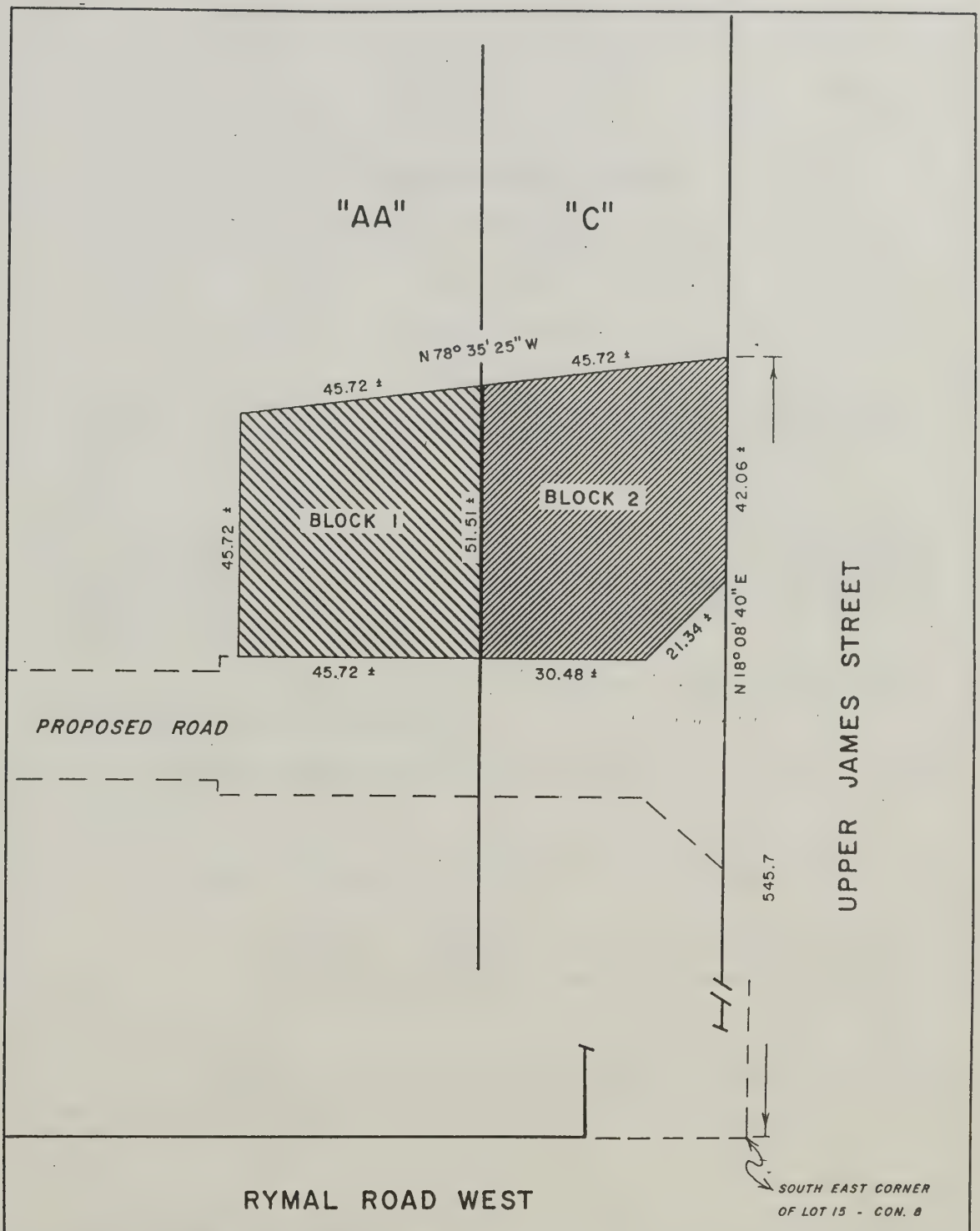
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this *30th* day of *September* A.D. 1997

CITY CLERK

MAYOR

(1992) 19 R.P:D.C. 11(B), November 10
(1997) 7 R.P.D.C. 4, April 29
Mr. & Mrs. E. Ciardullo, Owners
Amended ZAC-92-30



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 97-199
Passed the 30th day of September, 1997

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 97-199

to Amend By-Law No. 6593

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Modification to the:

BLOCK 1 — "AA" (Agricultural) District regulations.

BLOCK 2 — "C" (Urban Protected Residential, etc.) District regulations..

North	Scale	Reference File No.
	NOT TO SCALE	ZA 92 - 30
	Date	Drawn By
	DECEMBER 1992	Z. K.

Bill No. C- 65

The Corporation of the City of Hamilton

BY-LAW NO. 97-200

To Establish:

Site Plan Control

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1468 AND 1478 UPPER JAMES STREET

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

146. Lands located at Municipal Nos. 1468 and 1478 Upper James Street, shown on Appendix 146 hereto annexed and forming part of this by-law.

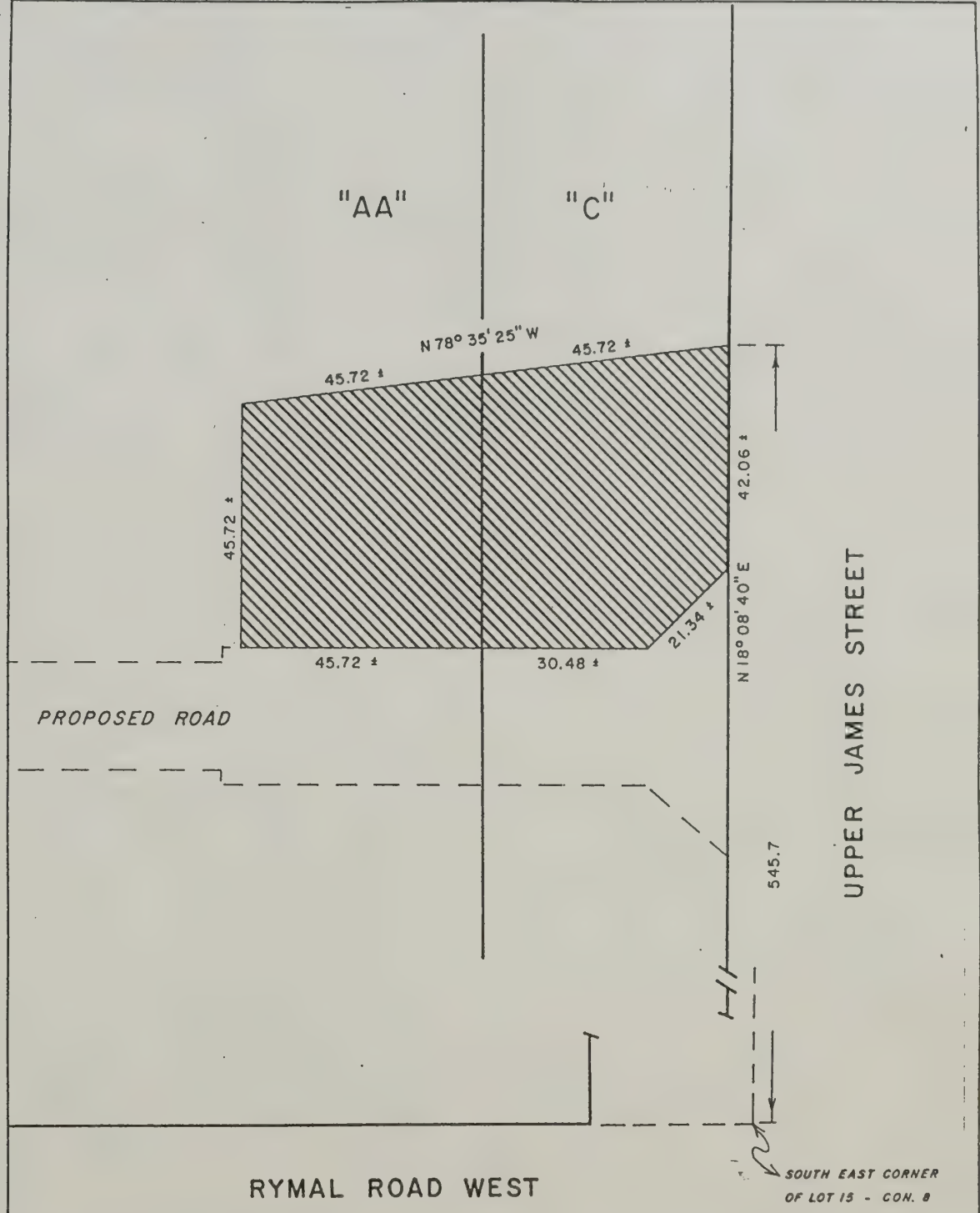
2. Appendix 146 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this 30th day of September A.D. 1997

CITY CLERK

MAYOR

(1992) 19 R.P.D.C. 11(C), November 10
Mr. & Mrs. E. Ciardullo, Owners
Amended ZAC-92-30



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 9 7-200
Passed the 30th day of September, 199 7

Clerk

Mayor

City of Hamilton

Appendix 146

to By-Law No.79-275

as Amended by
By-Law No.87-223

Regional Municipality of Hamilton-Wentworth
Planning and Development Department

Legend

Lands Designated Under this By-Law as an area of Site Plan Control pursuant to Section 41 of the Planning Act.

North	Scale	Reference File No.
	NOT TO SCALE	ZA92-30
	Date	Drawn By
	DECEMBER, 1992	Z.K.

Bill No. D-52

The Corporation of the City of Hamilton

By-law No. 97-*201*

To Establish:

REDUCED VOTING HOURS FOR INSTITUTIONS

WHEREAS Section 46 of the Municipal Elections Act, 1996 authorizes a municipality to pass a by-law to provide for reduced voting times at a defined institution or retirement home;

AND WHEREAS City Council, on September 30, 1997, in adopting Section 9 of the Twentieth Report of the Finance and Administration Committee, authorized this By-law.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

The voting places at,

(i) an institution for the reception, treatment or vocational training of members of the Canadian Armed Forces, or

(ii) an institution in which, on nomination day, 20 or more beds are occupied by persons who are disabled, chronically ill or infirm, or

(iii) a Retirement Home in which, on nomination day, 50 or more beds are occupied,

shall be closed prior to 8:00 post meridian on November 10, 1997, when

(a) every elector whose name appears on the voters' list for the premises has requested a ballot, and either voted, or been afforded an opportunity to vote, left the polling place without returning the ballot, or declined to vote and returned the ballot,

(b) the Deputy Returning Officer has verified with the administrator of the premises, which is described in subsection 45(7) of the Municipal Elections Act, 1996, that no other qualified electors reside within the premise, and

(c) the Deputy Returning Officer has confirmed with an election official at the Election Office of the City of Hamilton that the requirements prescribed under clauses (a) and (b) have been met.

PASSED this 30th day of September ,1997.

CITY CLERK

MAYOR

Bill No. D-53

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO.97- *202*

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

AND WHEREAS, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

AND WHEREAS, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.

   (b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.

2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this *30th* **day of** *September* **1997, A.D.,**

CITY CLERK **MAYOR**

CHEDULE "A"
XTENSION AGREEMENTS

A)	PROPERTY ADDRESS	12 BURFIELD AVE
	SERIAL NUMBER	06 05640 2060
	BRIEF LEGAL DESCRIPTION	PLAN 964 LOT 123
	DATE OF REGISTRATION	OCTOBER 22,1996
	INST # OF TAX ARREARS CERTIFICATE	LT424107
	REDEMPTION DATE	OCTOBER 22,1997
	TOTAL ARREARS	$16,133.17
B)	PROPERTY ADDRESS	378 AVONDALE ST
	SERIAL NUMBER	04 02875 7150
	BRIEF LEGAL DESCRIPTION	PLAN 465 PT LOT 39 PT LOT 40
	DATE OF REGISTRATION	OCTOBER 22,1996
	INST # OF TAX ARREARS CERTIFICATE	VM235290
	REDEMPTION DATE	OCTOBER 22,1997
	TOTAL ARREARS	$8,541.50
C)	PROPERTY ADDRESS	1837 MAIN ST W
	SERIAL NUMBER	01 00110 8020
	BRIEF LEGAL DESCRIPTION	PLAN 917 LOTS 8, 9 & 10
	DATE OF REGISTRATION	OCTOBER 22,1996
	INST # OF TAX ARREARS CERTIFICATE	LT424108
	REDEMPTION DATE	OCTOBER 22,1997
	TOTAL ARREARS	$87,236.99
D)	PROPERTY ADDRESS	134 CAVELL AVE
	SERIAL NUMBER	04 02855 5220
	BRIEF LEGAL DESCRIPTION	PLAN 370 LOT 121
	DATE OF REGISTRATION	OCTOBER 22,1996
	INST # OF TAX ARREARS CERTIFICATE	LT424109
	REDEMPTION DATE	OCTOBER 22,1997
	TOTAL ARREARS	$8,578.12
E)	PROPERTY ADDRESS	21 CHEEVER ST
	SERIAL NUMBER	03 02180 0160
	BRIEF LEGAL DESCRIPTION	PLAN 10 LOT 41
	DATE OF REGISTRATION	OCTOBER 24,1996
	INST # OF TAX ARREARS CERTIFICATE	LT424364
	REDEMPTION DATE	OCTOBER 24,1997
	TOTAL ARREARS	$8,454.77
F)	PROPERTY ADDRESS	131 KENSINGTON AVE N
	SERIAL NUMBER	04 02825 2370
	BRIEF LEGAL DESCRIPTION	PLAN 459
	DATE OF REGISTRATION	NOVEMBER 5,1996
	INST # OF TAX ARREARS CERTIFICATE	LT426272
	REDEMPTION DATE	NOVEMBER 5,1997
	TOTAL ARREARS	$9,722.21

G)	PROPERTY ADDRESS	134 EAST 36TH ST
	SERIAL NUMBER	06 06260 3240
	BRIEF LEGAL DESCRIPTION	PLAN 816 LOT 50
	DATE OF REGISTRATION	NOVEMBER 5,1996
	INST # OF TAX ARREARS CERTIFICATE	LT426265
	REDEMPTION DATE	NOVEMBER 5,1997
	TOTAL ARREARS	$11,043.18
H)	PROPERTY ADDRESS	29 DEPEW ST
	SERIAL NUMBER	04 02880 5860
	BRIEF LEGAL DESCRIPTION	PLAN 465 LOT 242
	DATE OF REGISTRATION	NOVEMBER 13,1996
	INST # OF TAX ARREARS CERTIFICATE	VM235871
	REDEMPTION DATE	NOVEMBER 13,1997
	TOTAL ARREARS	$8,826.74
I)	PROPERTY ADDRESS	47 GLENBURN CRT
	SERIAL NUMBER	05 04630 3364
	BRIEF LEGAL DESCRIPTION	WCP 30 LEVEL I UNIT 22
	DATE OF REGISTRATION	NOVEMBER 13,1996
	INST # OF TAX ARREARS CERTIFICATE	LT426993
	REDEMPTION DATE	NOVEMBER 13,1997
	TOTAL ARREARS	$7,773.74
J)	PROPERTY ADDRESS	32 HARVEY ST
	SERIAL NUMBER	03 02340 6360
	BRIEF LEGAL DESCRIPTION	PLAN 143 PT LOT 14
	DATE OF REGISTRATION	DECEMBER 4,1996
	INST # OF TAX ARREARS CERTIFICATE	LT430087
	REDEMPTION DATE	DECEMBER 4,1997
	TOTAL ARREARS	$8,200.52
K)	PROPERTY ADDRESS	179 KIMBERLEY DR
	SERIAL NUMBER	04 03510 1900
	BRIEF LEGAL DESCRIPTION	PLAN 538 LOT 528
	DATE OF REGISTRATION	DECEMBER 24,1996
	INST # OF TAX ARREARS CERTIFICATE	LT432705
	REDEMPTION DATE	DECEMBER 24,1997
	TOTAL ARREARS	$12,076.20
L)	PROPERTY ADDRESS	232 HUNTER ST E
	SERIAL NUMBER	02 01920 0340
	BRIEF LEGAL DESCRIPTION	SURVEY S PT LOT 4
	DATE OF REGISTRATION	OCTOBER 24,1996
	INST # OF TAX ARREARS CERTIFICATE	VM235351
	REDEMPTION DATE	OCTOBER 24,1997
	TOTAL ARREARS	$10,115.15

Bill No. D-54

The Corporation of the City of Hamilton

By-law No. 97-203

To Authorize:

A QUESTION CONCERNING A MODEL TOBACCO BY-LAW

WHEREAS Section 8 of the Municipal Elections Act, 1996 authorizes a municipality to pass a by-law to submit a question not otherwise authorized by law, but within the Council's jurisdiction to its electors;

AND WHEREAS City Council, on September 30, 1997, in adopting Section 6 of the Twentieth Report of the Finance and Administration Committee, authorized this By-law.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The following question is authorized to be placed on the ballot for the November 10, 1997 Municipal General Election:

> "The Corporation of the City of Hamilton is considering a Model Tobacco Control By-law that would make all public places and workplaces, **with some exceptions**, smoke-free by June 1, 2000.
>
> Are you in favour of the Council of The Corporation of the City of Hamilton passing this by-law?
>
> Yes _____ No _____"

PASSED this 30th day of September , 1997.

CITY CLERK

MAYOR

Bill No. D-55

BY-LAW NO. 97 - 204

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30th DAY OF SEPTEMBER, 1997.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 30th day of September 1997

CITY CLERK

MAYOR

Bill No. A-72

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97- 205

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following items, namely:-

"West 33rd	Both	Angela to Leslie	1 hr	8 am to 6 pm	Mon - Fri
Brucedale	South	commencing 139 feet east of Upper James and extending 387 feet easterly therefrom	2 hr	8 am to 6 pm	Mon - Fri
West Park	Both	Main to northerly end	1 hr	8 am to 6 pm	Mon - Fri"

and by deleting therefrom the following item, namely:-

"West Park	Both	Main to Sanders	1 hr	8 am to 6 pm	Mon - Fri"

2. That **Schedule 26 (No parking Areas)** of the said By-law is hereby amended by adding thereto the following items, namely:-

"Bonaventure	North	Clifton Downs (east leg) to Clifton Downs (west leg)	Anytime"

3. That **Schedule 34 (Permit Parking)** of the said By-law is hereby amended by adding thereto the following items, namely:-

"Francis	South	commencing 197 feet east of Douglas and extending to a point 21 feet southerly therefrom	Anytime
Clinton	North	commencing 101 feet west of the west curb line of Ruth and extending to a point 19 feet westerly therefrom	Anytime
Carrick	East	commencing 210 feet south of Dunsmure and extending to a point 16 feet southerly therefrom	Anytime"

and by deleting the following item, namely:-

"Catharine	East	commencing at a point 166 feet north of Macauley and extending to a point 27 feet northerly therefrom	Anytime"

4. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 24th day of October 1997.

CITY CLERK

Tom Jackson
Acting MAYOR

Bill No. A-73

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97- 206

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following items, namely:-

"West 33rd	Both	Angela to Leslie	1 hr	8 am to 6 pm	Mon - Fri
Brucedale	South	commencing 139 feet east of Upper James and extending 387 feet easterly therefrom	2 hr	8 am to 6 pm	Mon - Fri
West Park	Both	Main to northerly end	1 hr	8 am to 6 pm	Mon - Fri"

and by deleting therefrom the following item, namely:-

"West Park	Both	Main to Sanders	1 hr	8 am to 6 pm	Mon - Fri"

2. That **Schedule 26 (No parking Areas)** of the said By-law is hereby amended by adding thereto the following items, namely:-

"Bonaventure	North	Clifton Downs (east leg) to Clifton Downs (west leg)	Anytime"

3. That **Schedule 34 (Permit Parking)** of the said By-law is hereby amended by adding thereto the following items, namely:-

"Francis	South	commencing 197 feet east of Douglas and extending to a point 21 feet southerly therefrom	Anytime
Clinton	North	commencing 101 feet west of the west curb line of Ruth and extending to a point 19 feet westerly therefrom	Anytime
Carrick	East	commencing 210 feet south of Dunsmure and extending to a point 16 feet southerly therefrom	Anytime"

and by deleting the following item, namely:-

"Catharine	East	commencing at a point 166 feet north of Macauley and extending to a point 27 feet northerly therefrom	Anytime"

4. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 14th day of October 1997.

CITY CLERK

Acting MAYOR

Bill No. C- 66

The Corporation of the City of Hamilton

BY-LAW NO. 97- 207

To Adopt:

Official Plan Amendment No. 141

Respecting:

LANDS LOCATED SOUTH OF RYMAL ROAD WEST AND EAST OF UPPER PARADISE ROAD WITHIN THE CARPENTER NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 141 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this *14th* day of *October* A.D. 1997

CITY CLERK

Tom Jackson
Acting MAYOR

(1997) 13 R.P.D.C. 2, September 30
DiCenzo Construction Company Limited and Vedemo Construction Ltd., Owner
SAC-97-04/Carpenter Neighbourhood

Amendment No. 141

to the

City of Hamilton Official Plan

The following text, together with Schedule "A"- Land Use Concept of the Official Plan, attached hereto, constitute Official Plan Amendment No. 141.

Purpose:

The purpose of this Amendment is redesignate land in the Carpenter Neighbourhood to implement the consolidation of parkland in the neighbourhood.

Location:

The lands affected by this Amendment are located south of Rymal Road West and east of Upper Paradise Road, within the Carpenter Neighbourhood.

Basis:

The basis for the redesignation is as follows:

1) This amendment will allow for consolidation of two smaller neighbourhood parks into one combined neighbourhood and community park;

2) The consolidated park will provide for enhanced park facilities within the expanded park area which could not have been provided in the two smaller parks; and,

3) The consolidated park is appropriately located within the neighbourhood to provide access for all future residents of the neighbourhood.

Actual Changes:

Schedule "A" - Land Use Concept of the Official Plan be revised by redesignating the subject lands from "Residential" to "Open Space" and from "Open Space" to "Residential", as shown on the attached Schedule "A" of this Amendment.

Implementation:

A Zoning By-law Amendment and Plan of Subdivision will give effect to the intended use of the subject lands.

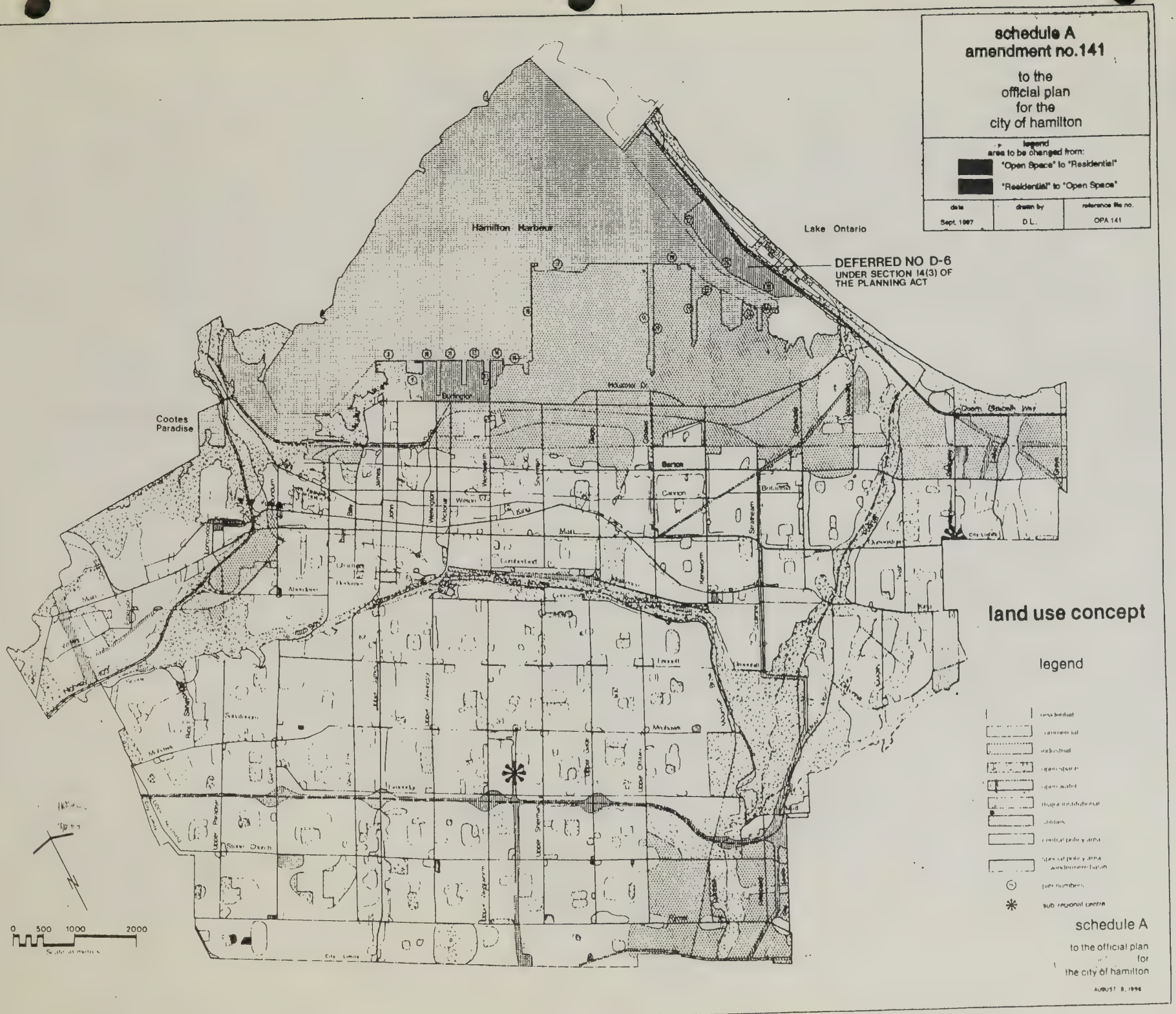
This is Schedule "1" to By-law No. 97-207 , passed on the 14th day of October , 1997.

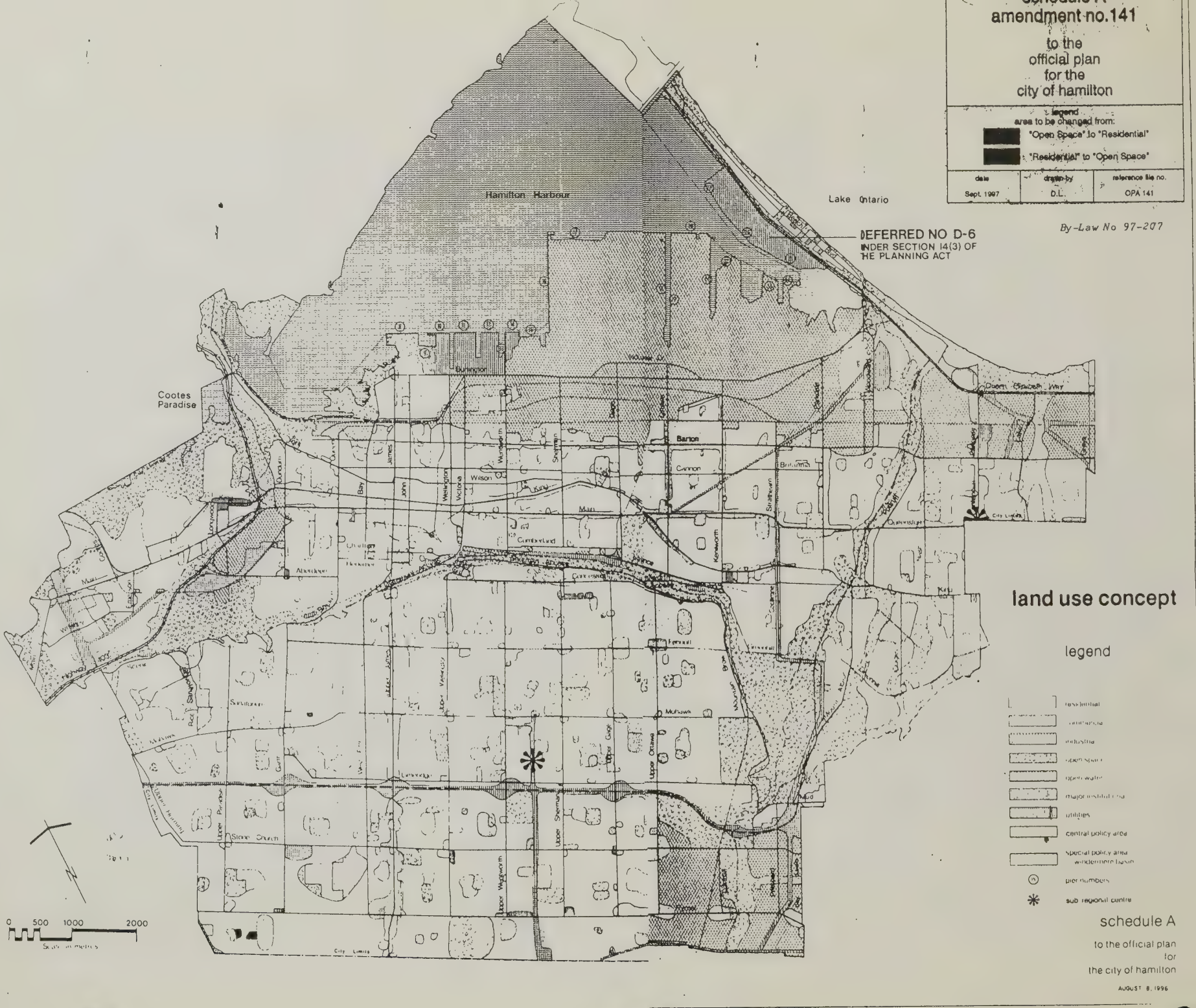
The Corporation of the

City of Hamilton

City Clerk

Acting Mayor


schedule A
amendment no.141
to the
official plan
for the
city of hamilton
legend
area to be changed from:
"Open Space" to "Residential"
"Residential" to "Open Space"
date
Sept. 1997
drawn by
D.L.
reference file no.
OPA 141
Hamilton Harbour
Lake Ontario
DEFERRED NO D-6
UNDER SECTION 14(3) OF
THE PLANNING ACT
Cootes
Paradise
Queen Elizabeth Way
Main
King
Barton
Cannon
Strachan
Wentworth
Kenilworth
Sherman
Upper James
Upper Ottawa
Upper Sherman
Upper Wentworth
Mohawk
Limeridge
Rymal
Stone Church
City Limits
land use concept
legend
sub regional centre
0 500 1000 2000
schedule A
to the official plan
for
the city of hamilton
AUGUST 8, 1996


schedule A
amendment no.141
to the
official plan
for the
city of hamilton
legend
area to be changed from:
"Open Space" to "Residential"
"Residential" to "Open Space"
date
Sept. 1997
drawn by
D.L.
reference file no.
OPA 141
By-Law No 97-207
Hamilton Harbour
Lake Ontario
DEFERRED NO D-6
UNDER SECTION 14(3) OF
THE PLANNING ACT
Cootes
Paradise
Burlington
Barton
Common
Wilson
Main
Cumberland
Aberdeen
Sherman
Kenilworth
Strathcona
Queenston
Upper Wentworth
Upper Ottawa
Upper Sherman
Upper Paradise
Stone Church
Mohawk
Fennell
Sanatorium
Rymal
City Limits
land use concept
legend
residential
commercial
industrial
open space
open water
major institutional
utilities
central policy area
special policy area
wilderness basin
pier numbers
sub regional centre
0 500 1000 2000
Scale in metres
schedule A
to the official plan
for
the city of hamilton
AUGUST 8, 1996

Bill No. C-67

The Corporation of the City of Hamilton

BY-LAW NO. 97— 208

To Remove
Land within the "Allison Estates - Phase 4" Subdivision, Plan 62M-823
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

(7) **Designation of lands not subject to part lot control. --** Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.

(7.1) **Requirement for approval of by-law. --** A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.

(7.2) **Exemption from approval. --** An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.

(7.3) **Expiration of by-law. --** A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.

(7.4) **Extension of time period. --** The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.

By-laws
City Council
1997 October 14
97-205

97-205	A-72	A By-law Being a By-law to Amend By-law No. 89-72 to Regulate Traffic
97-206	A-73	A By-law Being a By-law to Amend By-law No. 89-72 to Regulate Traffic
97-207	C-66	A By-law to Adopt Official Plan Amendment No. 141 Respecting Lands Located South of Rymal Road West and East of Upper Paradise Road Within the Carpenter Neighbourhood
97-208	C-67	A By-law to Remove Land within the "Allison Estates - Phase 4" Subdivision, Plan 62M-823 from Part Lot Control
97-209	C-68	A By-law to Amend By-law No. 86-73 As Amended by By-laws No. 92-058 and 97-105 Respecting Members of the Board of Management of the Downtown Hamilton Business Improvement Area
97-210	C-69	A By-law to Amend Zoning By-law No. 6593 Respecting Land Located at Municipal No. 607 Queen Victoria Drive
97-211	C-70	A By-law to Remove Land within the "Eaglewood Manor" Subdivision, Plan 62M-622 from Part Lot Control
97-212	C-71	A By-law to Remove Land within the "Sandrina Gardens, Phase 2" Subdivision, Plan 62M-780 from Part Lot Control
97-213	C-72	A By-law to Amend Zoning By-law No. 6593 Respecting Lands Located West of Upper Wellington Street and North of Rymal Road East
97-214	D-56	A By-law to Confirm Proceedings of the Council of the Corporation of The City of Hamilton at its Meeting Held on the 14th Day of October, 1997

(7.5) **Amendment or repeal. --** The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating maintenance easements, shall not apply to the following lands:

   Lots 1 - 16, inclusive, and Blocks 20 - 22, inclusive, within Registered Plan Number 62M-823, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton–Wentworth.

   (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

   (c) This By-law shall expire on October 1, 1998.

PASSED this *14th* day of *October* A.D. 1997.

City Clerk

Acting Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 97- 209

To Amend:

By-law No. 86-73
As Amended by By-laws No. 92-058 and 97-105

Respecting:

MEMBERS OF THE BOARD OF MANAGEMENT OF THE DOWNTOWN HAMILTON BUSINESS IMPROVEMENT AREA

WHEREAS By-law No. 86-73, passed on the 11th day of February 1986, continued the Board of Management established by By-law No. 83-71, passed on the 22nd day of February 1983, of the Improvement Area designated by By-law No. 82-151, passed on the 29th day of June 1982, known as the "Downtown Hamilton Business Improvement Area", more particularly described in By-law No. 82-151, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302;

AND WHEREAS By-law No. 92-058, passed on the 11th day of February 1992 varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 86-73;

AND WHEREAS By-law No. 97-105, passed on the 13th day of May 1997, varied the composition of the Board of Management;

AND WHEREAS it is expedient to repeal By-law No. 97-105;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Item 6 of the 14th Report of the Planning and Development Committee at its meeting held on the 30th day of September 1997, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" referred to in clause 2(b) of By-law No. 86-73, as amended, is repealed and the following substituted therefor:

J. Livingston	Livingston Furs
R. Harris	Harris and Henderson
C. Jamieson	Fever Night Club/The Parlour/Montfort Restaurant

A. Peckham	The Royal Bank
H. Woods	Canadian Imperial Bank of Commerce
K. Findlay	KD Findlay
G. Attard	The Ramada Hotel
D. Broker	Royal Connaught Howard Johnson Hotel
R. Titian	Reggie's Music and Sound
R. Letourneau	Just Imagine Printing
A. Herpers	Herpers, Gowling Inc.
R. Sorenson	Sundried Tomatoes
M. McNally	Jesset Investments
K. Wiegand	McCarthy Hearing Aids

2. By-law No. 97-105 is hereby repealed in its entirety.

3. In all other respects, By-law No. 86-73, as amended, is hereby confirmed, unchanged.

PASSED this *14th* day of *October* A.D. 1997

CITY CLERK

Acting MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 97- 210

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 607 QUEEN VICTORIA DRIVE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-49B of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "**AA**" (Agricultural) District to "**R-4**" (Small Lot Single-Family) District, the land comprised in Block 1; and

(b) by changing from "**AA**" (Agricultural) District to "**R-4**" - '**H**' (Small Lot Single-Family - Holding) District, the land comprised in Block 2,

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbol applicable to the land comprised in Block 2 shall be removed conditional upon the lands being assembled with the adjoining lands to the south for development;

(b) The 'H' symbol shall be removed by amendment to this by-law and the development of the lands referred to in section 1.(b) may at such time proceed in accordance with the "R-4" District provisions.

3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

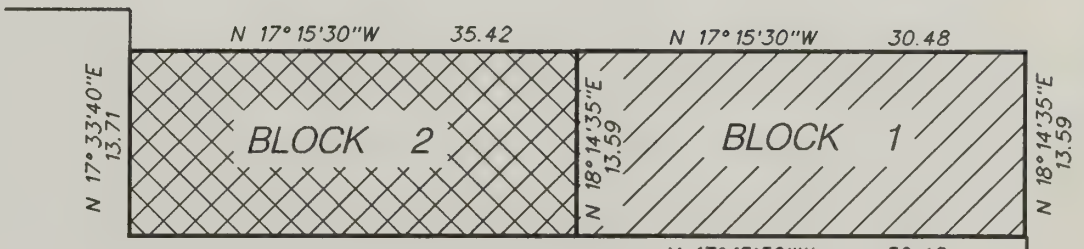
PASSED this 14th day of October A.D. 1997

CITY CLERK

Acting MAYOR

(1996) 14 R.P.D.C. 1, September 24
Hamilton Habitat for Humanity, Owner
ZAC-96-09

LOCONDER DRIVE



QUEEN VICTORIA DRIVE

NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 97-210
Passed the 14th day of October, 1997.

Clerk

Acting Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 97- 210

to Amend By-Law No. 6593

Planning and Development Department

Legend
Change in zoning from:

BLOCK 1 — "AA" (Agricultural) District to "R-4" (Small Lot Single-Family Detach) District;

BLOCK 2 — "AA" (Agricultural) District to "R-4"-'H' (Small Lot Single-Family Detach - Holding) District;

North	Scale	Reference File No.
	NOT TO SCALE	ZAC-96-09
	Date	Drawn By
	October 1997	B. B.

Bill No. **C-70**

The Corporation of the City of Hamilton

BY-LAW NO. 97—*211*

To Remove
Land within the "Eaglewood Manor" Subdivision, Plan 62M-622
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.

(7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.

(7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.

(7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.

(7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.

(7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purposes of creating two lots having a minimum width of 12.0 m and a third lot having a minimum width of 15.0 m shall not apply to the following lands:

Block 19 within Registered Plan Number 62M-622, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton–Wentworth.

(b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

(c) This By-law shall expire on July 15, 1998.

PASSED this 14th day of October A.D. 1997.

City Clerk

Acting Mayor

Bill No. C-71

The Corporation of the City of Hamilton

BY-LAW NO. 97— 212

To Remove
Land within the "Sandrina Gardens, Phase 2" Subdivision, Plan 62M-780
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

(7) **Designation of lands not subject to part lot control. --** Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.

(7.1) **Requirement for approval of by-law. --** A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.

(7.2) **Exemption from approval. --** An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.

(7.3) **Expiration of by-law. --** A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.

(7.4) **Extension of time period. --** The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.

(7.5) **Amendment or repeal. --** The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purpose of creating maintenance easements, shall not apply to the following lands:

Lots 60, 61, 62, 65, 66, 67, 71 and 72 inclusive within Registered Plan Number 62M-780, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton–Wentworth.

(b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

(c) This By-law shall expire on October 1, 1998.

PASSED this *14th* day of *October* A.D. 1997.

City Clerk

Acting Mayor

Bill No. C- 72

The Corporation of the City of Hamilton

BY-LAW NO. 97 - 213

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED WEST OF UPPER WELLINGTON STREET AND NORTH OF RYMAL ROAD EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9D of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "RT-20" (Townhouse-Maisonette) District to "R-4" (Small Lot Single Family Dwelling) District, the lands comprised in Block 1,

the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

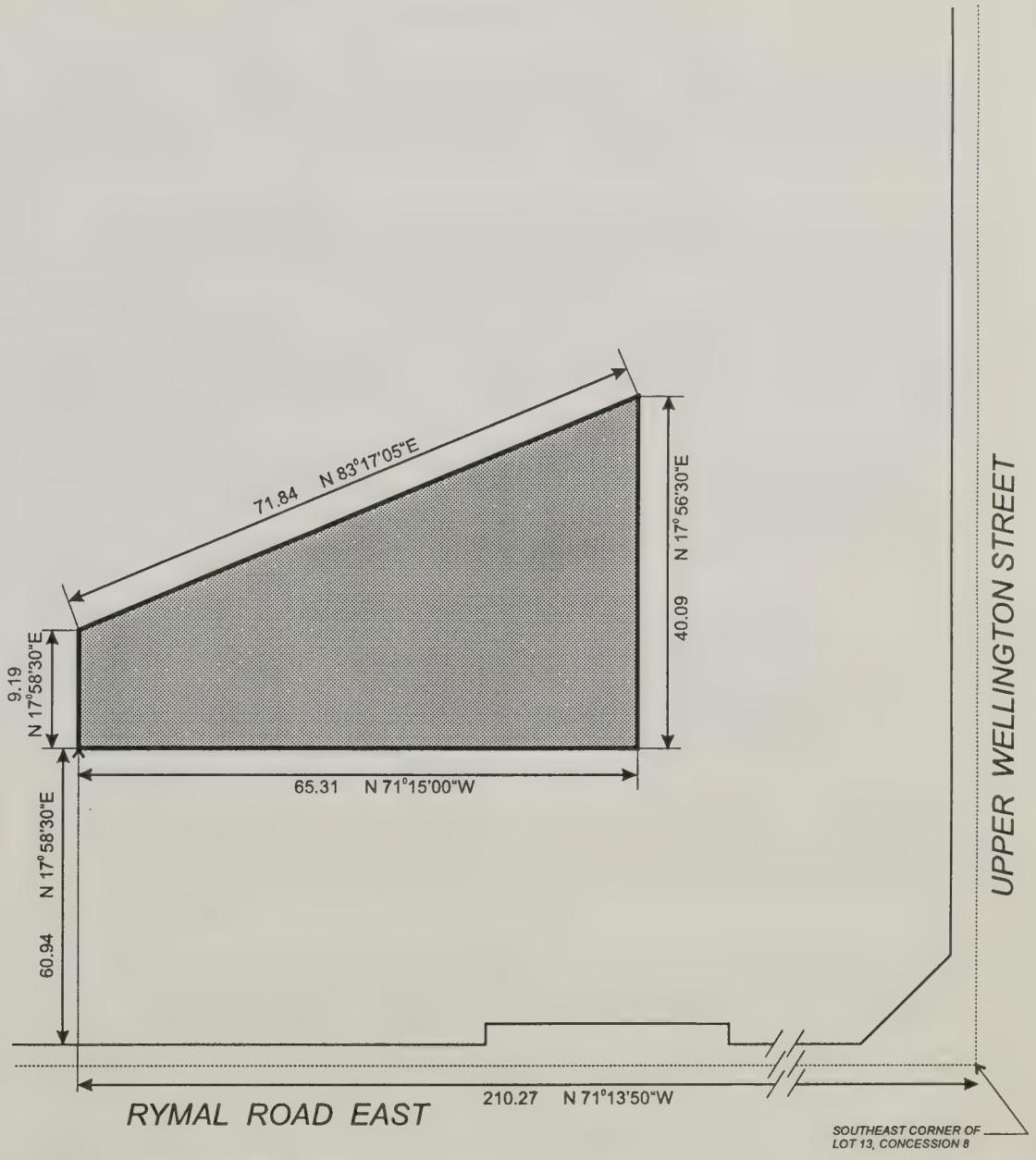
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 14th day of October A.D. 1997

CITY CLERK

Acting MAYOR

(1997) 13 R.P.D.C. 2, August 26
DiCenzo Construction Company Limited, Owner
ZAC-97-23



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 97-..213.
Passed the ..14th day of ...October..... , 1997.

Clerk

Acting Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 97-..213.
to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in zoning from:

"RT-20" (Townhouse-Maisonette) District to "R-4" (Small Lot Single Family Dwelling) District

North	Scale	Reference File No.
	Not to Scale	ZAC - 97 - 23
	Date	Drawn By
	September 1997	B.B.

Bill No. D-56

BY-LAW NO. 97 - 214

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 14TH DAY OF OCTOBER A.D., 1997.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 14th day of October A.D. 1997

CITY CLERK

Acting MAYOR

Bill No. A-74

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97-215

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following items, namely:-

"East 24th	West	commencing 355 feet south of Crockett and extending 21 feet southerly therefrom	Anytime."

2. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 28th day of October 1997.

CITY CLERK

MAYOR

Bill No. A-75

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97- 216

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by deleting therefrom the following item, namely:-

"Locke	West	commencing 119 feet north of Charlton and extending 27 feet northerly therefrom	Anytime."

2. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 28th day of October 1997.

CITY CLERK

MAYOR

Bill No. A-76

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97- 217

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of said By-law is hereby amended by adding thereto the following item, namely:-

   "Moxley Northbound and Southbound Gatineau."

2. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 28th day of October 1997.

CITY CLERK

MAYOR

Bill No. A-78

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97-218

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of said By-law is hereby amended by adding thereto the following item, namely:-

   "Charing Northbound and Southbound Rushdale."

2. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 28th day of October 1997.

CITY CLERK

MAYOR

Bill No. C-73

The Corporation of the City of Hamilton

BY-LAW NO. 97- 219

To Amend:

Zoning By-law No. 87-309

Respecting:

LANDS LOCATED AT MUNICIPAL NO. 467 CHARLTON AVENUE EAST

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 87-309 on the 10th day of November 1987 to change the zoning from "JJ" (Restricted Light Industrial) District to "A" (Conservation, Open Space, Park and Recreation) District the land comprised in Block "2", the extent and boundaries of which Block "2" are shown on a plan thereto annexed as Schedule "A" and to establish special requirements under Section 19B of By-law No. 6593, applicable to the lands comprised in Blocks "1", "2" and "3", the extent and boundaries of each of which Blocks "1", "2" and "3" are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS the Council of the Corporation of the City of Hamilton, in adopting Section of the 16th Report of the Planning and Development Committee at its meeting held on the 28th day of October 1997, recommended that By-law No. 87-309 be amended to delete the special requirements applicable to Blocks "1", "2" and "3", the extent and boundaries of each of which Blocks "1", "2" and "3" are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 87-309, passed on November 10, 1987, is hereby amended by deleting Sections 2., 3., 4. and 5. in their entirety.

2. In all other respects, By-law No. 87-309, is hereby confirmed, unchanged.

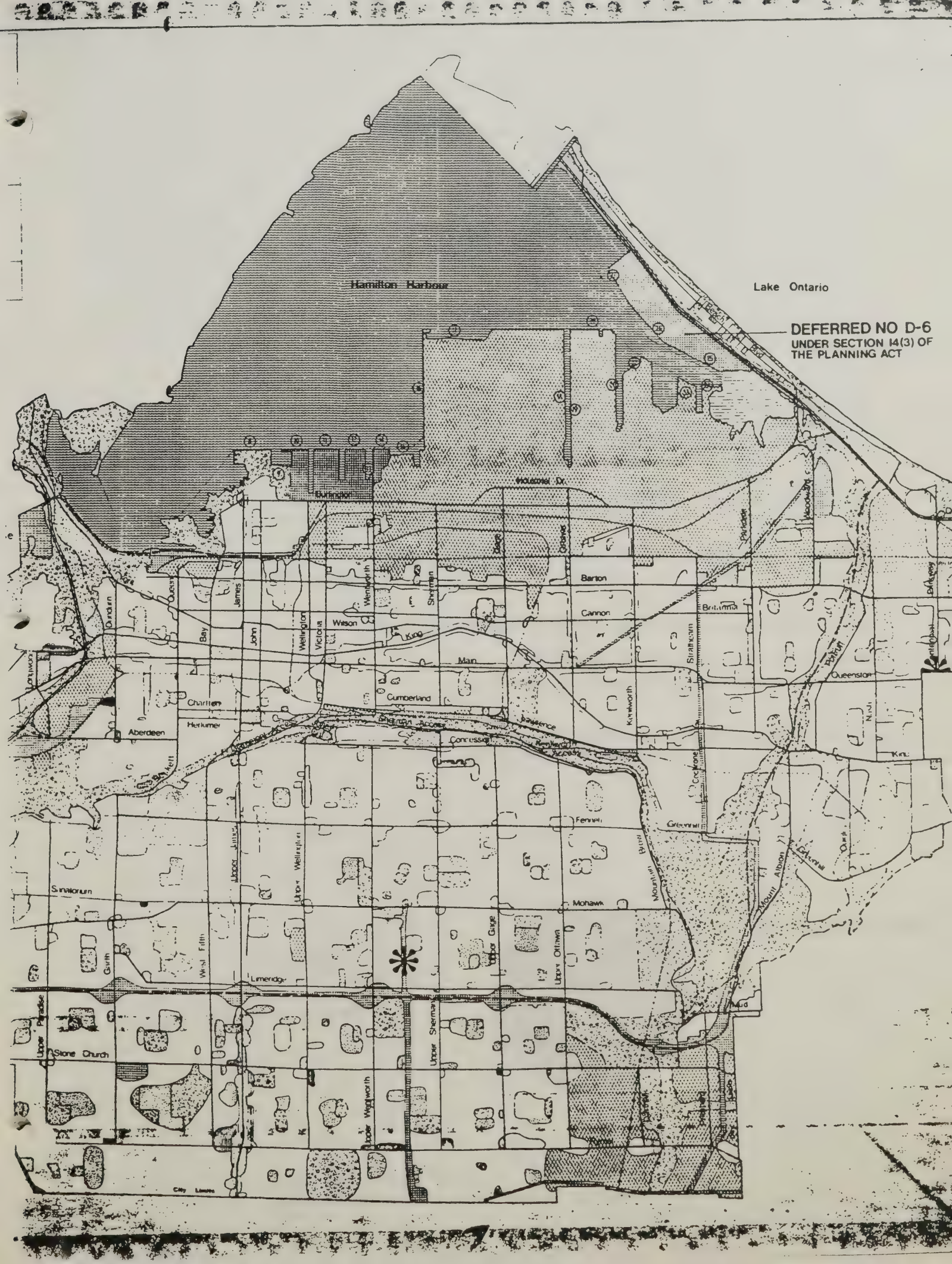
3. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 28th day of October A.D. 1997.

CITY CLERK

MAYOR

(1997) 16 R.P.D.C. , October 28
City Initiative 97-E


Hamilton Harbour
Lake Ontario
DEFERRED NO D-6
UNDER SECTION 14(3) OF
THE PLANNING ACT
Burlington
Holcomb Dr.
Barton
Cannon
King
Main
Cumberland
Charlton
Aberdeen
Herkimer
Queenston
Fennell
Mohawk
Limeridge
Stone Church
Sinatorium
Upper James
Upper Wellington
Upper Gage
Upper Ottawa
Upper Sherman
Upper Wentworth
Mountain Brow
Mount Albion
Kenilworth Access
Queen
James
John
Wellington
Victoria
Wentworth
Sherman
Dundurn
Bay
Dyke
Ontario
Parkdale
Woodward
Britannia
Strathcona
Kenilworth
Cochrane
Delta
Parkdale
Kenilworth
Rymal
Mud

Bill No. C- 74

The Corporation of the City of Hamilton

BY-LAW NO. 97- 220

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO.

787 - 791 BARTON STREET EAST

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

   165. Land located at Municipal No. 787-791 Barton Street East, shown on Appendix 165 hereto annexed and forming part of this by-law.

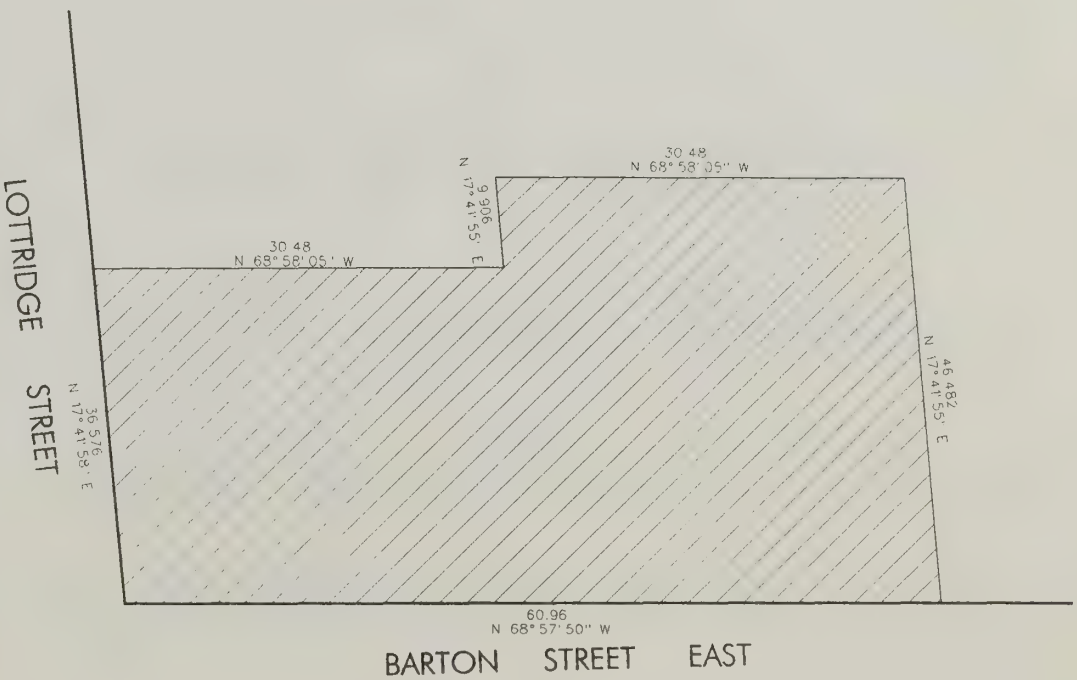
2. Appendix 165 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this 28th day of October A.D. 1997

CITY CLERK

MAYOR

(1997) 15 R.P.D.C. 8, October 14
McDonalds Restaurants of Canada Limited, Applicant
A-97-215



NOTE: All dimensions are in metres

This is Appendix 165 to By-Law No. 97-220
Passed the 28th day of October, 1997.

Clerk

Mayor

City of Hamilton

Appendix 165

to By-Law No. 79-275
as Amended By-Law No. 87-223

Planning and Development Department

Legend

Lands designated under this By-Law as an area of Site Plan Control pursuant to section 41 of the Planning Act, R.S.O., 1990.

North	Scale	Reference File No.
	Not to Scale	A-97-215
	Date	Drawn By
	SEPT. 1997	R.L.

Bill No. C-75

The Corporation of the City of Hamilton

BY-LAW NO. 97- 221

To Adopt:

Official Plan Amendment No. 143

Respecting:

LANDS LOCATED AT 220 DUNDURN STREET SOUTH WITHIN THE KIRKENDALL NORTH NEIGHBOURHOOD

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 143 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this 28th day of October A.D. 1997

CITY CLERK

MAYOR

(1997) 16 R.P.D.C.10, October 28
Alexander Street Lofts Development Corporation, Prospective Owner
ZAC-97-26/220 Dundurn St. S.

Amendment No. 143

to the

City of Hamilton Official Plan

The following text, together with Schedule "A" - Land Use Schedule of the Official Plan, attached hereto, constitute Official Plan Amendment No. 143.

Purpose:

The purpose of this Amendment is to redesignate a parcel of land from "Open Space" and "Major Institutional" to "Residential" to permit the conversion and expansion of the existing structure for 60 residential apartment units.

Location:

The lands affected by this Amendment are for the property known municipally as No. 220 Dundurn Street South, within the Kirkendall North Neighbourhood.

Basis:

The basis for permitting the conversion and expansion of the existing structure for the 60 residential apartment units, is as follows:

1) The proposed residential development will make use of an existing under-utilized structure;

2) The development will blend harmoniously with the existing streetscape and act as a complementary part of the neighbourhood; and,

3) The additional residential units will maximize the use of the existing municipal infrastructure, i.e., sewers, water, storm drainage.

Actual Changes:

Schedule "A" - Land Use Concept of the Official Plan be revised be re-designating the parcel of land known municipally as 220 Dundurn Street South from "Open Space" and "Major Institutional" to "Residential", as shown on the attached Schedule "A" of this Amendment.

Implementation:

A Zoning By-law amendment will give effect to the intended use on the subject lands.

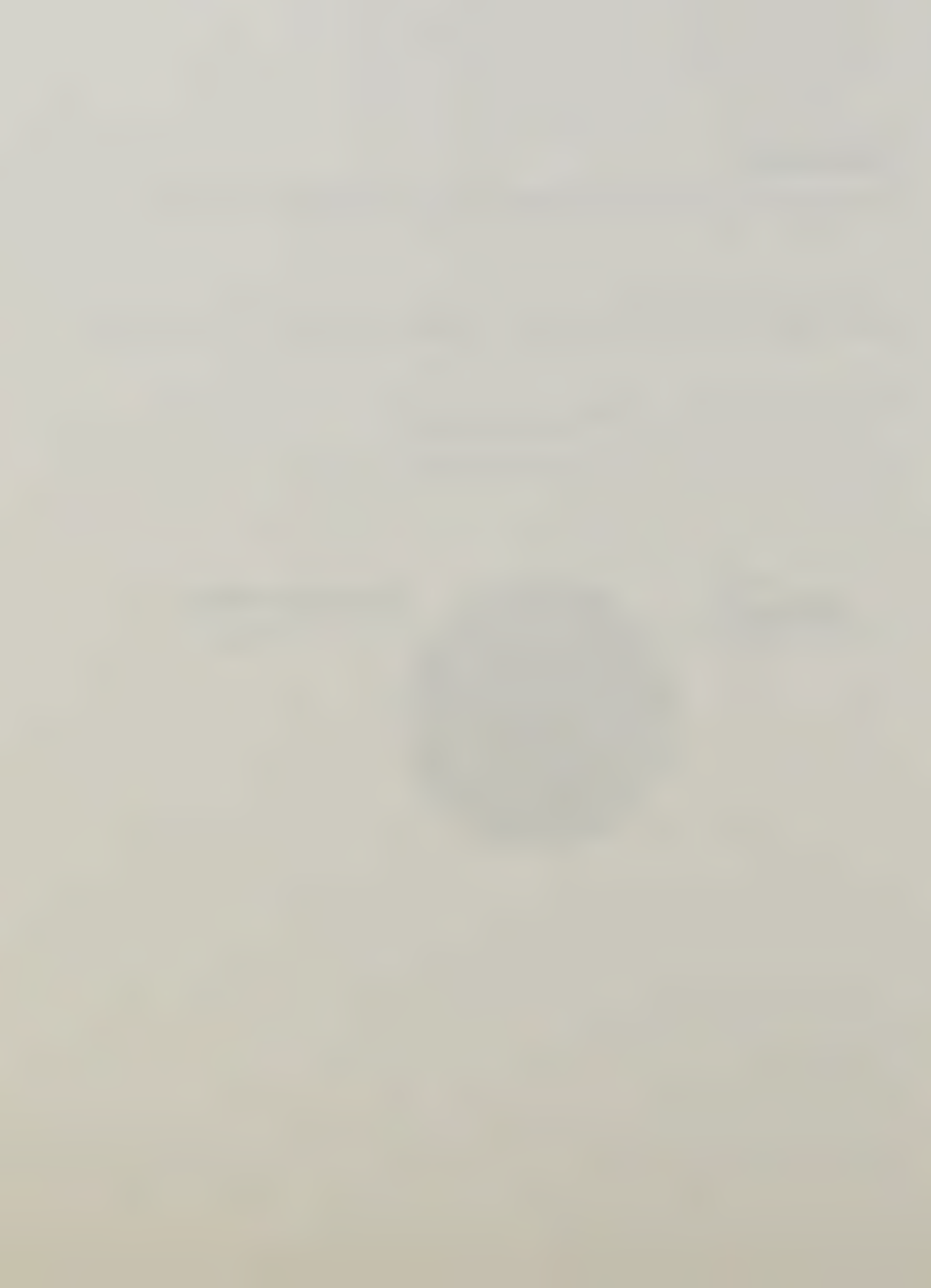
This is Schedule "1" to By-law No. 97-221 , passed on the 28th day of October , 1997.

The Corporation of the

City of Hamilton

City Clerk

Mayor



Bill No. C-76

The Corporation of the City of Hamilton

BY-LAW NO. 97- 222

To Amend:

Zoning By-law No. 6593
As Amended By Zoning By-law No. 91-143 and 97-139

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 1468 - 1530 UPPER JAMES STREET

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 91-143 on the 30th day of July, 1991 to rezone Block 2 from "AA" (Agricultural) District to "G-1"-'H' (Designed Shopping Centre - Holding) District, Blocks 3 and 4 from "C" (Urban Protected Residential, etc.) District to "G-1"-'H' (Designed Shopping Centre - Holding) District, and Block 5 from "AA" (Agricultural) District to "G-1"-'H' (Designed Shopping Centre - Holding) District, and to establish special requirements with respect to Blocks 2 to 5, the extent and boundaries of each of which Blocks 2 to 5 are shown on a plan thereto annexed as Schedule "A", which By-law came into force on the day it was passed in accordance with the Planning Act;

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 97-139 on the 24th day of June, 1997 to rezone Block 1 from "RT-20" (Townhouse-Maisonette) District to "G-1"-'H' (Designed Shopping Centre - Holding) District; Block 2 from "AA" (Agricultural) District to "G-1"-'H' (Designed Shopping Centre - Holding) District, Block 3 from "C" (Urban Protected Residential, etc.) District to "G-1"-'H' (Designed Shopping Centre - Holding) District, and Block 4 from "C" (Urban Protected Residential, etc.) District, modified, to "G-1"-'H' (Designed Shopping Centre - Holding) District, and to establish special requirements with respect to Blocks 1 to 4, the extent and boundaries of each of which Blocks 1 to 4 are shown on a plan thereto annexed as Schedule "B", which By-law came into force on the day it was passed in accordance with the Planning Act;

AND WHEREAS Section 2 of By-law No. 91-143 provides that upon the approval of a Site Plan for comprehensive development of Blocks 2 to 5, the 'H' symbol shall be removed by amendment to By-law No. 91-143;

AND WHEREAS Section 2 of By-law No. 97-139 provides that upon the completion of a storm water management study for Blocks 1 and 2 and approval of a Site Plan for comprehensive development of Blocks 1 to 4, the 'H' symbol shall be removed by amendment to By-law No. 97-139;

AND WHEREAS approval of a Site Plan as deemed necessary by the City has been received and the storm water management study has been completed.

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

AND WHEREAS City Council in adopting Item 6 of the 16th Report of the Planning and Development Committee at its meeting held on the 28th day of October, 1997 directed that By-law No. 91-143 and 97-139 be amended to remove the 'H' (Holding) symbol in respect of the subject lands.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 91-143, passed on the 30th day of July, 1991, to the "G-1"-'H' (Designed Shopping Centre, etc. - Holding) District designation of Blocks 2 to 5, the extent and boundaries of each of which Blocks 2 to 5 are shown on a plan annexed as Schedule "A" to By-law No. 91-143 and forming part thereof is hereby removed, and the development of the lands may proceed in accordance with the "G-1" (Designed Shopping Centre, etc.) District provisions of Zoning By-law No. 6593, subject to the special requirements referred to in section 2. of By-law No. 91-143.

2. The 'H' (Holding) symbol affixed by By-law No. 97-139, passed on the 24th day of June, 1997, to the "G-1"-'H' (Designed Shopping Centre, etc - Holding) District designation of Blocks 1 to 4, the extent and boundaries of each of which Blocks "1" to "4" are shown on a plan annexed as Schedule "B" to By-law No. 97-139 and forming part thereof is hereby removed, and the development of the lands may proceed in accordance with the "G-1" (Designed Shopping Centre, etc.) District provisions of Zoning By-law No. 6593, subject to the special requirements referred to in section 2. of By-law No. 97-139.

3. Sheet No. W-9D of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1. of By-law No. 91-143 are further amended by changing from "G-1" - 'H' (Designed Shopping Centre, etc. - Holding) District to "G-1" (Designed Shopping Centre, etc.) District, the land, the extent and boundaries of each of which Blocks 2 to 5 are shown on a plan hereto annexed as Schedule "A" and forming part of this By-law.

4. Sheet No. W-9D of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1. of By-law No. 97-139 are further amended by changing from "G-1" - 'H' (Designed Shopping Centre, etc. - Holding) District to "G-1" (Designed Shopping Centre, etc.) District, the land, the extent and boundaries of each of which Blocks 1 to 4 are shown on a plan hereto annexed as Schedule "B" and forming part of this By-law.

5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "G-1" District provisions, subject to the special requirements referred to in section 2 of By-law No. 91-143 and section 2 of By-law No. 97-139.

6. By-law No. 6593, as amended by By-law No. 91-139, is further amended by adding this by-law to section 19B as Schedule S-1230a.

7. By-law No. 6593, as amended by By-law No. 97-143, is further amended by adding this by-law to section 19B as Schedule S-1382a.

8. Sheet No. W-9D of the District Maps, as amended by By-law No. 91-139, are amended by marking the lands referred to in section 1. of this by-law, S-1230a.

9. Sheet No. W-9D of the District Maps, as amended by By-law No. 97-143, are amended by marking the lands referred to in section 2. of this by-law, S-1382a.

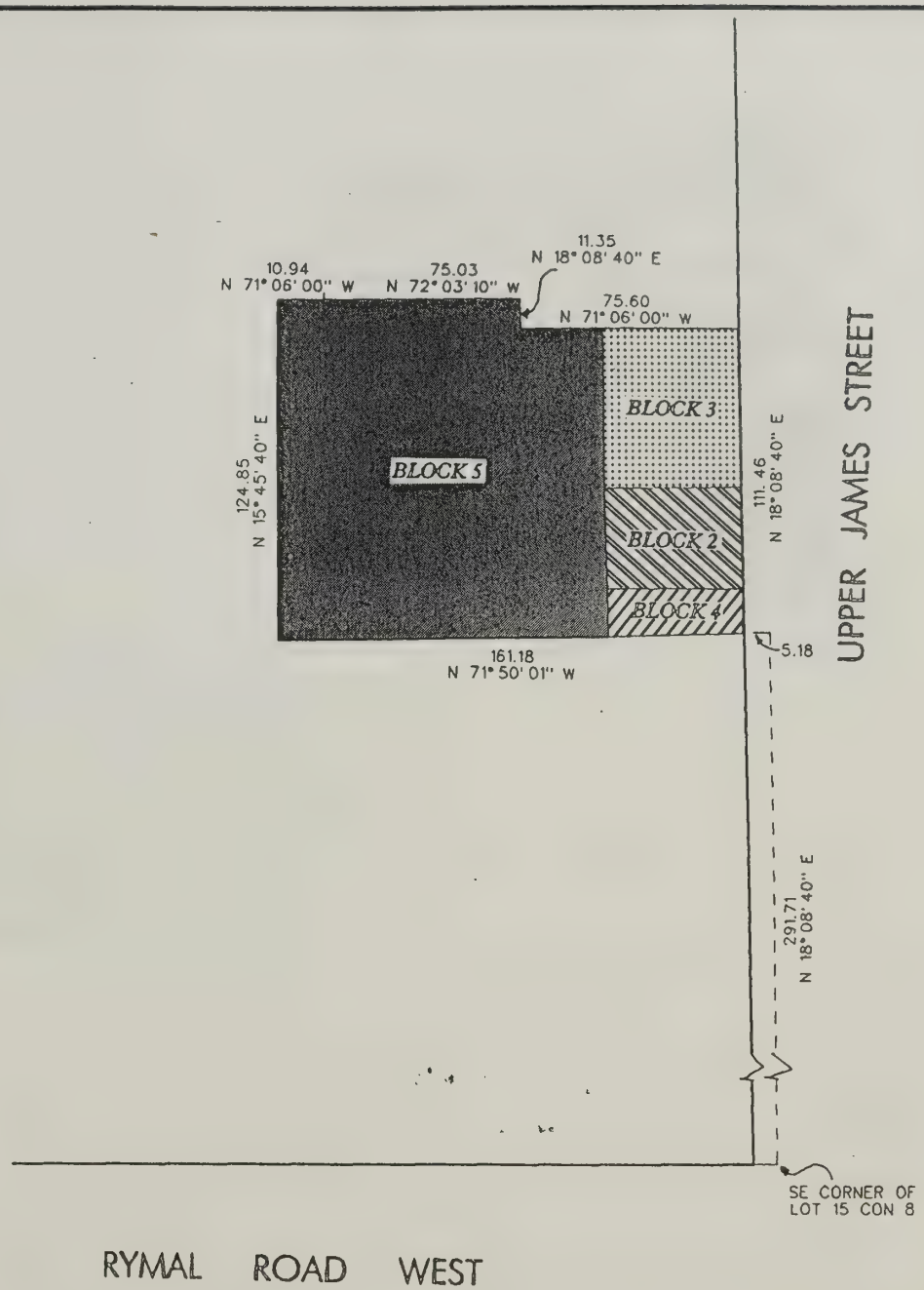
10. In all other respects, By-law No. 91-143 and By-law No. 97-139 are hereby confirmed, unchanged.

PASSED this 28th day of October A.D. 1997.

CITY CLERK

MAYOR

(1997) 16 R.P.D.C. 6, October 28
Rosland Properties, owner
ZAR-97-32



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 97-..222..
Passed the .28th day of October....., 1997.

Clerk

Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 97-..222..
to Amend By-Law No. 6593

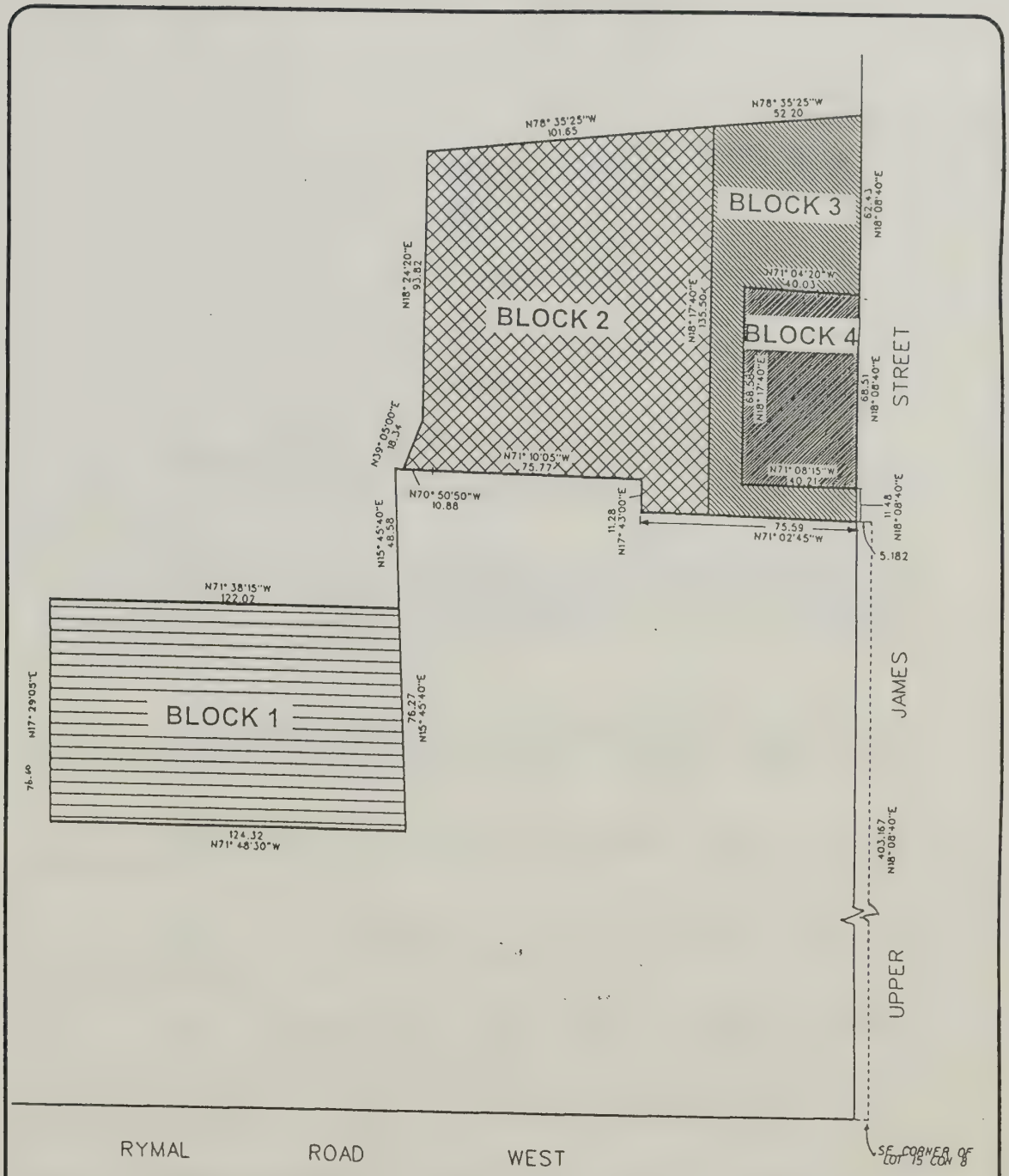
Planning and Development Department

Legend

BLOCK 2
BLOCK 3
BLOCK 4
BLOCK 5

Lands to be regulated by
By-Law No. 97-222.

North	Scale	Reference File No.
	Not to Scale	ZA89-22 ZA89-23
	Date October 1997	Drawn By R.L.



NOTE: All dimensions are in metres

This is Schedule "B" to By-Law No. 97-..222.
Passed the ..28th day of ...October..... , 1997.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule B

Map Forming Part of
By-Law No. 97-..222.
to Amend By-Law No. 6593

Planning and Development Department

Legend

Block 1
Block 2
Block 3
Block 4

Lands to be regulated by
By-Law No. 97-222.

North	Scale	Reference File No.
	Not to Scale	ZAC-97-08
	Date	Drawn By
	October 1997	R.L.

Bill No. C-77

The Corporation of the City of Hamilton

BY-LAW NO. 97-223

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 87, 89, 91, 93 and 95 WELLINGTON STREET NORTH AND NO. 216 WILSON STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-4 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "L-mr-2" (Planned Development - Multiple Residential) District to "DE-2" (Multiple Dwellings) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "DE-2" (Multiple Dwellings) District provisions, as contained in Section 10B of Zoning By-law No. 6593, applicable to the lands referred to in section 1 are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10B.(2)(ii) of Zoning By-law No. 6593, no building or structure shall exceed four (4) storeys and 16.5 m in height;

(b) Section 10B.(3)(i)(b) of Zoning By-law No. 6593, shall not apply to the subject lands;

(c) notwithstanding Section 10B.(3) of Zoning By-law No. 6593, the following yards shall be provided and maintained:

(i) a side yard of a depth not less than 1.7 m shall be provided along the entire southerly boundary of the subject lands;

(ii) a rear yard of a depth not less than 3.0 m shall be provided along the entire westerly boundary of the subject lands;

(d) notwithstanding Section 10B.(5) of Zoning By-law No. 6593, a maximum gross floor area of 1,384.0 m^2 (14,900 S.F.) and twelve (12) units shall be permitted on the subject lands;

(e) notwithstanding Section 18A.(1) of Zoning By-law No. 6593, nine (9) parking spaces shall be provided and maintained on the subject lands;

(f) notwithstanding Section 18A.(1)(c) of Zoning By-law No. 6593, one (1) loading space at 9.0 m x 3.0 m x 4.3 m shall be provided and maintained on the subject lands;

(g) notwithstanding Section 18A.(7) of Zoning By-law No. 6593, only one (1) parking space at 2.7m x 5.7 m shall be provided and maintained on the subject lands;

(h) notwithstanding Section 18A.(11) of Zoning By-law No. 6593, the boundary of the parking area will be 1.35 m (4.5 feet) from the adjoining residential district boundary and 5.85 m (19.19 feet) from the northerly property line;

(i) Section 18A.(12)(c) of Zoning By-law No. 6593, shall not apply to the subject lands;

(j) Section 18A.(32) and (33) of Zoning By-law No. 6593, shall not apply to the subject lands.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "DE-2" District provisions, subject to the special requirements referred to in section 2.

4. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1390.

5. Sheet No. E-4 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1390.

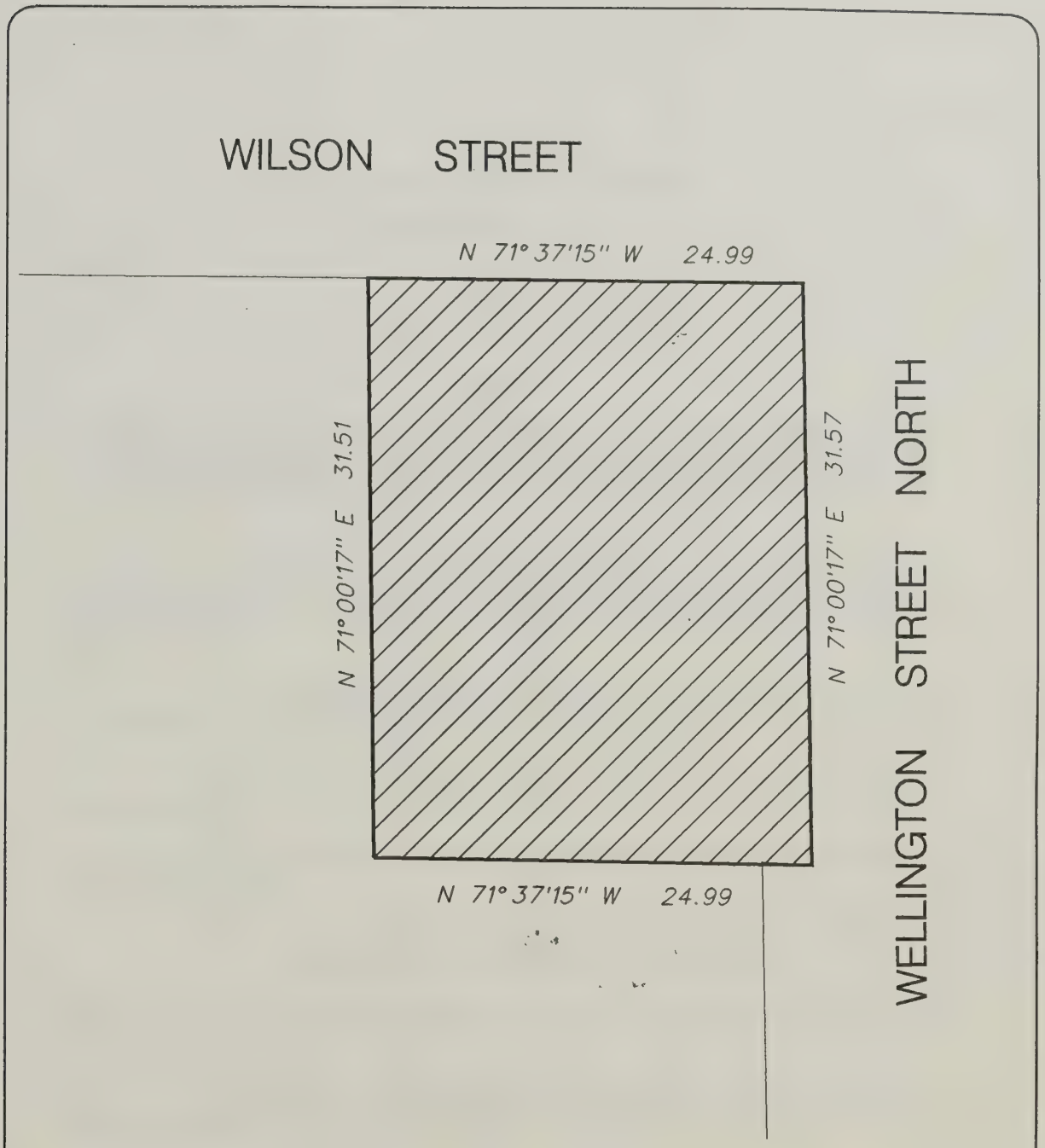
6. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this *28th* day of *October* A.D. 1997

CITY CLERK

MAYOR

(1997) 15 R.P.D.C. 7, October 14
Fiore Manganiello, Owner
ZAC-97-06



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 97-..223.....
Passed the ..28th..... day of .October..... , 1997.

Clerk

Mayor

City of Hamilton

Schedule "A"

Map Forming Part of
By-Law No. 97- 223

to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in Zoning from :

"L – mr-2" (Planned Development – Multiple Residential) District to "DE-2" (Multiple Dwellings) District, Modified

North	Scale	Reference File No.
	NOT TO SCALE	ZAC-97-06
	Date	Drawn By
	October 1997	B.B.

Bill No. C- 78

The Corporation of the City of Hamilton

BY-LAW NO. 97 - 224

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED SOUTH OF RYMAL ROAD WEST, NORTH OF THE CITY OF HAMILTON/TOWNSHIP OF GLANBROOK MUNICIPAL BOUNDARY, WEST OF UPPER WELLINGTON STREET AND EAST OF SPRINGSIDE DRIVE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-9E of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family Dwelling) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

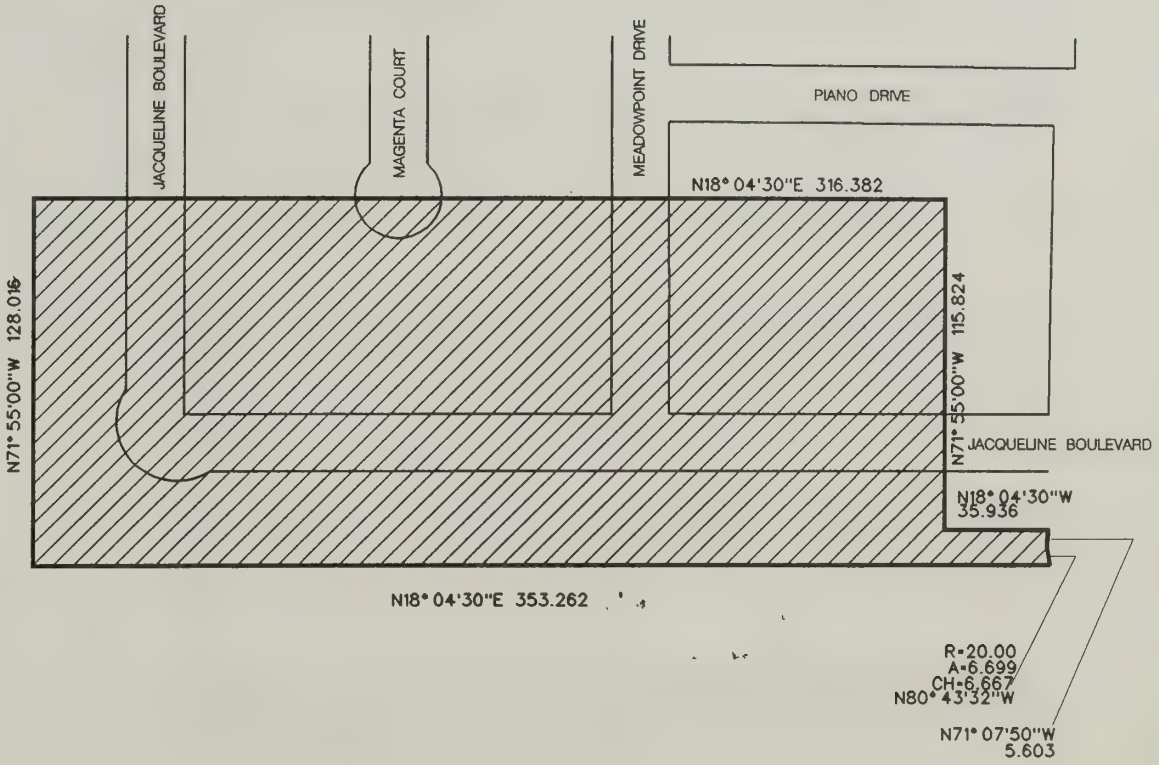
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this 28th day of October A.D. 1997

CITY CLERK

MAYOR

(1997) 15 R.P.D.C. 3, October 14
839891 Ontario Inc., Owner
ZAC-97-29



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 97-224
Passed the 28th day of October, 1997.

Clerk

Mayor

City of Hamilton

Schedule "A"

Map Forming Part of By-Law No. 97-224

to Amend By-Law No. 6593

Planning and Development Department

Legend

Change in Zoning from:

"C" (Urban Protected Residential etc.) District to "R-4 (Small Lot Single Family Dwelling) District

North	Scale	Reference File No.
	NOT TO SCALE	ZAC-97-29
	Date	Drawn By
	October 1997	B. B.

Bill No. D-57

BY-LAW NO. 97 -225

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 28th DAY OF OCTOBER, 1997.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 28th day of October 1997

CITY CLERK

MAYOR

CA4 ON HBL A08
B51
1997

Bill No. A-78

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 97-226

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Skylark	West	Limeridge to Pheasant	1 hr	8am - 8am (24 hrs)	Mon - Sun
Skylark	East	Limeridge to 324 feet northerly	1 hr	8am - 8am (24 hrs)	Mon - Sun."

and by deleting therefrom the following item, namely:-

"Skylark	Both	Limeridge to Pheasant	1 hr	8am - 8am (24 hrs)	Mon - Sun."

2. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this 4th day of November 1997.

CITY CLERK

MAYOR

Bill No. A-79

BY-LAW NO. 97 - *227*

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 4TH DAY OF NOVEMBER A.D., 1997.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 4th day of November A.D. 1997

CITY CLERK

MAYOR

Bill No. E-12

BY-LAW NO. 97 - *228*

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 13th DAY OF NOVEMBER, 1997.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 13th day of November 1997

D. McCarroll

ACTING CITY CLERK

Robert Morrow

MAYOR

ACCO® USA
WHEELING, ILLINOIS 60090
25971
0 50505 25971 7
BLACK/NOIR/NEGRO
MADE IN USA

HAMILTON PUBLIC LIBRARY
3 2022 21334899 4